



LOWER PASSAIC RIVER STUDY AREA

**DIRECT DISCHARGE PRP CASES
FOR THE
LOWER PASSAIC RIVER
STUDY AREA**

EVIDENCE CONCERNING

UNIVERSAL INT'L INDUSTRIES

PREPARED FOR:

**LOWER PASSAIC RIVER STUDY AREA COOPERATING
PARTIES GROUP**

**SUBMITTED TO:
USEPA REGION II**

AUGUST 22, 2005

Universal Int'l Industries

909060002

909060003

ANNUAL REPORT

by

Chief Engineer
S. A. LUBETKIN

to the

**PASSAIC VALLEY
SEWERAGE COMMISSIONERS**

FOR THE YEAR

1972

FED000001

909060004

Violation and Elimination - Union Building & Construction Corp. continued

On January 28, Mr. Drukker wrote to Mr. Lubetkin, informing him that Union Building was installing a trap to catch and hold any oil that might wash down. In addition, he stated they had also cautioned all personnel working in the quarry to watch for and to immediately clean up any oil leaks that might occur.

On February 14, 1972, a trap was installed to catch any oil leaks. Since the plant was not in operation, PVSC was not able to tell how effective this was at that time. However, Inspector Wendt has regularly checked this operation since March 22, 1972, when the plant went back to operation, and had subsequently found no further pollution.

Violation and Elimination - Universal International Industries, Inc., 29 Riverside Ave., Newark, N.J.
June 15-30, 1972 (J. McLaughlin)

During a routine inspection on June 15, Inspector Mc Laughlin observed a liquid discharge through the doorway of building #6 onto driveway thence directly to the Passaic River.

Analysis of the discharge showed it to be polluting.

On June 16, Mr. Mc Laughlin returned to the plant and talked with Mr. N. Gold, President who then ordered the operation be shut down and not resumed until corrective action taken.

On June 19, Mr. Lubetkin wrote to this company, confirming the pollution and directing them to reply, informing the Commissioners what they would do to halt the pollution.

A concrete wall was constructed to prevent any material from reaching the river and the material was now piped to the sanitary sewer thus halting the pollution as of June 30, 1972 (date inspected by J. Mc Laughlin).

Mr. Gold wrote a letter, dated July 3, 1972, explaining that any overflow is now being routed to the sewer and they have ceased to discharge any harmful pollution to the Passaic River.

NEW VIOLATION
STREAM CONTAMINATION REPORT

DISTRICT NO. 10

DATE June 15, 1972 TIME 2:00 P.M. WEATHER Cloudy - warm

COMPANY NAME Universal International Industries Inc.

29 Riverside Ave.

ADDRESS Newark, N.J.

TEL. 485-0300

NAME & TITLE OF PERSON CONTACTED Mr. Leonard Russo, Personnel Mgr.

Mr. Norman Gold, Pres

Mr. Charles Janus, Boiler operator

NATURE OF BUSINESS Appliance Mfg.

NO. OF RIVER OUTLETS 7

METHOD OF WASTE DISPOSAL Sanitary sewer

VIOLATION Industrial process liquid discharge flow into Passaic River

1. COLOR Pale yellowish green

2. ODOR Industrial odor

3. TURBIDITY Cloudy yellowish turbidity

4. COLLECTION ON RIVER BANKS Bulkhead

5. SURFACE SCUM, FOAM OR OIL Trace of oil

6. APPROXIMATE DISTANCE EXTENDING INTO RIVER WIDTH AND UPSTREAM

OR DOWNSTREAM Visible along bulkhead approximately 15' on
low tide

7. REACTION WITH TEST ^{meter}~~PAPER~~ pH 10.9

8. SAMPLE 1 qt. sample taken 6-15-72 @ 2:00 P.M. and submitted
to P.U.S.C. laboratory 3:00 P.M.

Remarks:

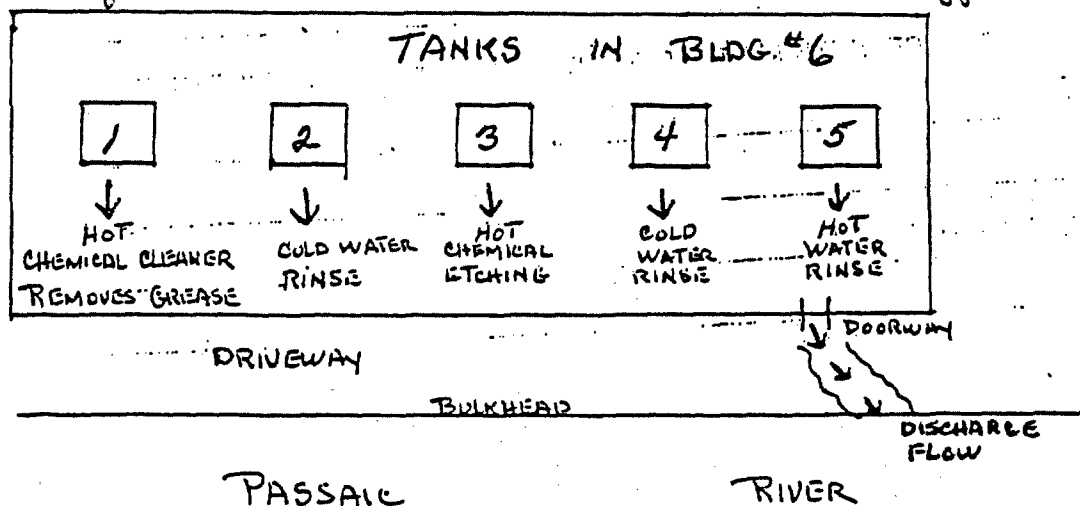
While making routine inspection of this area I observed this industrial liquid discharge flowing $\frac{1}{2}$ " depth through doorway of Bldg #6 onto driveway and into the Passaic River.

Mr. Soed was not available so I spoke to Mr. Russ. He stated that he was not too familiar with this matter concerning the discharge and suggested I return next day. I phoned at 4:00 P.M. Mr. Soed had not returned. I went back to plant again and spoke to Mr. Charles Janino, Boiler operator. Discharge was still flowing slightly into river. Flow stopped about 5:00 P.M.

Friday
June 16

I returned to plant 12:00 P.M. and talked with Mr. Soed. Upon conclusion of our conversation he ordered said operation to be shut down. This was done immediately. He said, operation would not resume until corrective measures are taken to prevent discharge into Passaic River.

Mr. Soed described operation as "Etching". Aluminum pots are dipped into #1 Tank containing chemical cleaner, then rinsed in #2 Tank, dipped in #3 Tank (Chemical Etching), rinse again in #4 & 5 Tanks. Spillage is plainly visible and when chemical in Tanks #1 & 3 are expended, liquid is released and allowed to flow into Passaic River. Tanks hold approx. 100 gal. each.



909060007

FID000004

STREAM CONTAMINATION REPORT

DISTRICT NO. 10 6-19-10:30AM.
6-20-3:45PM.
DATE June 19-23, 1972 TIME 6-21- - WEATHER _____
6-22- -
6-23- -

COMPANY NAME Universal International Industries, Inc.
29 Riverside ave.
ADDRESS Newark, N.J.

NAME & TITLE OF PERSON CONTACTED Mr. Herman Gold, Pres. 6-20-72
Mr. Charles Jansins, Boiler Oper. 6-20-72

NATURE OF BUSINESS appliance mfg.

NO. OF RIVER OUTLETS 7

METHOD OF WASTE DISPOSAL Sanitary sewer

VIOLATION Industrial process eff. discharge flow into Passaic River

1. COLOR Pale yellowish green
2. ODOR Industrial odor
3. TURBIDITY Yellowish turbid liquid
4. COLLECTION ON RIVER BANKS Bulkhead
5. SURFACE SCUM, FOAM OR OIL Trace of oil
6. APPROXIMATE DISTANCE EXTENDING INTO RIVER WIDTH AND UPSTREAM
OR DOWNSTREAM Visible only on low tide through bulkhead
Not visible in river water
7. REACTION WITH TEST PAPER pH 10+
8. SAMPLE 1st sample taken 6-20-72 No sample

909060008

FID000005

Remarks:

Cloudy grey grain industrial liquid
discharge into the Passaic River continues.

Respectfully,

John A. McLaughlin

PASSAIC VALLEY SEWERAGE COMMISSIONERS
DEPARTMENT OF SANITATION CONTROL

LABORATORY REPORT

STANDARD METHODS OF ANALYSIS A.P.H.A.
MILLIGRAMS PER LITER (mg/l)
RESULTS EXPRESSED IN PARTS PER MILLION (P.P.M.)

DATE OF SAMPLE June 15, 1972 TIME 2:00 P. M. SAMPLE NO. 218
SAMPLE OF Universal International Industries, 29 Riverside Ave.,
Newark, N. J. TAKEN BY J. K. Mc Laughlin

TOTAL SOLIDS:—		BIOCHEMICAL OXYGEN DEMAND (B.O.D.)	55 sl
TOTAL MINERAL		TURBIDITY	200 wp
TOTAL VOLATILE		CHLORINE RESIDUAL	
SOLUBLE SOLIDS:—		COLIFORM (B. coli per ml.) M.P.N. BACTERIA per ml.	
SOLUBLE MINERAL		FLAMMABLE	
SOLUBLE VOLATILE		EXPLOSIMETER READING (PERCENT)	
SUSPENDED SOLIDS:—	174 vo	SETTLEABLE SOLIDS (mls. Per Liter)	
SUSPENDED MINERAL	59 vo	pH	10.9 dp
SUSPENDED VOLATILE	115 - vo	PHOSPHATE (ORTHO)	
ORGANIC NITROGEN		PHOSPHATE (TOTAL)	
AMMONIA NITROGEN		TEMPERATURE °F.	90° F.
NITRITE NITROGEN		HEAVY METALS	
NITRATE NITROGEN		CHROMATE CHROMIUM	16 mg/l er
TOTAL NITROGEN			
FLORIDES AS CHLORINE	45 wp		
ALKALINITY AS CaCO ₃			
OXYGEN CONSUMED (C.O.D.)	310 wp		
DISSOLVED OXYGEN (D.O.)			

DESCRIPTION

ale green translucent liquid.
Trace of brown suspended matter.
Industrial odor. (melted wax)
ish sediment.

REMARKS:

FID000007

APPROVED
[Signature]
Director of Sanitation Control

909060011

909060012

909060013

PASSAIC VALLEY SEWERAGE COMMISSIONERS
DEPARTMENT OF SANITATION CONTROL

LABORATORY REPORT

STANDARD METHODS OF ANALYSIS A.P.H.A.
MILLIGRAMS PER LITER (mg/l)

RESULTS EXPRESSED IN PARTS PER MILLION (p.p.m.)

DATE OF SAMPLE June 27, 1972 TIME 12:20 P. M. SAMPLE NO 290

SAMPLE OF Universal International Industries, Newark, N. J.

TAKEN BY J. K. Mc Laughlin

TOTAL SOLIDS:—		BIOCHEMICAL OXYGEN DEMAND (B.O.D.)	25 sl
TOTAL MINERAL		TURBIDITY	180 wp
TOTAL VOLATILE		CHLORINE RESIDUAL	
SOLUBLE SOLIDS:—		COLIFORM (B. coli per ml.) M.P.N. BACTERIA per ml.	
SOLUBLE MINERAL		FLAMMABLE	
SOLUBLE VOLATILE		EXPLOSIMETER READING (PERCENT)	
SUSPENDED SOLIDS:—	46 vo	SETTLEABLE SOLIDS (mls. Per Liter)	
SUSPENDED MINERAL	4 vo	pH	10.8 dp
SUSPENDED VOLATILE	12 vo	PHOSPHATE (ORTHO)	
ORGANIC NITROGEN		PHOSPHATE (TOTAL)	
AMMONIA NITROGEN		TEMPERATURE °F.	85° F.
NITRITE NITROGEN		HEAVY METALS	
NITRATE NITROGEN			
TOTAL NITROGEN			
CHLORIDES AS CHLORINE	45 wp		
ALKALINITY AS CaCO ₃			
OXYGEN CONSUMED (C.O.D.)	464 wp		
DISSOLVED OXYGEN (D.O.)			

DESCRIPTION

Cloudy colorless liquid.
Trace of grayish suspended matter.
Industrial odor.
Trace of grayish sediment.

REMARKS:

APPROVED
Director of Sanitation Control

909060015

June 28, 1972

Passaic Valley Sewerage Commissioners
Attention: Chief Engineer Seymour A. Lubetkin
790 Broad Street
Newark, New Jersey 07102

Dear Sir:

Re: Universal International Industries
29 Riverside Avenue, Newark, New Jersey

Photographs taken at the above company show that a discharge from cleaning and dipping tanks located in the building had run-offs which ran along the ground and eventually entering into the Passaic River. A sample, with a pH of 11, was taken and submitted to the P.V.S.C. Laboratory.

I spoke to Mr. Gold, president of the above firm, about the situation, and he informed me that he would have this practice halted at once. I also asked him to answer the letter sent by the Passaic Valley Sewerage Commissioners dated June 19, 1972 regarding to a previous pollution violation, and also to indicate what steps will be taken to stop this pollution.

Inspector John McLaughlin, who accompanied me on this inspection, will continue inspections to see that this violation is eliminated.

The discharge was halted on Wednesday, June 21, 1972, at 1:30 P. M. This operation will not continue until the company repipes this discharge into the sanitary sewer.

FID000009

Respectfully submitted,



LOUIS CUCCINELLO

Superintendent, River Inspectors

909060017

1977

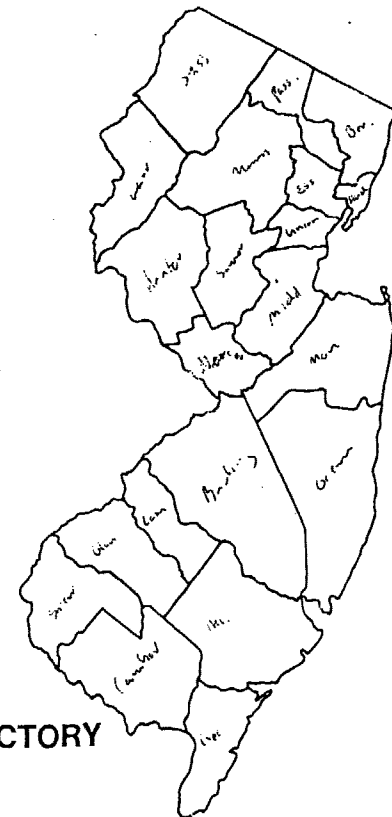
NEW JERSEY STATE INDUSTRIAL DIRECTORY

FID000010



NEW JERSEY STATE INDUSTRIAL DIRECTORY

2 PENN PLAZA, NEW YORK, NEW YORK 10001, 212/564-0340



PRICE \$85.00

909060018

Emp: 12

Emp: 12
Animal Feeds
SIC 2042
Pr—Sanford M. Borinsky
Sec—Arthur Borinsky
UNIVERSAL INTERNATIONAL
INDUSTRIES
29 Riverside Ave.
Newark, N.J. 07104

Phone: 201-242-8200
Emp: 60
Fans & Deep Fryers
SIC 3647

URBAN DATA SYSTEMS, INC.
850 Frelinghuysen Ave.
Newark, NJ, 07114
Phone: 201-622-5337
40,000 Sq. Ft.
Emp: 25

Computer Forms
SIC 2761
Pr.—William D. Payne
VP.—Edward R. Russo
Sec.—Donald M. Payne
G/M.—Vivian R. Carter

URBAN PRINTING CO.
50 Spring St.
Newark, NJ, 07109
Phone: 201-482-1343

VACUUM DIE CASTING CORP.
164 Delancy St.
Newark, N.J. 07105
Phone: 201-344-4600
Emp: 75
Aluminum Die Castings
SIC 3361
Owner: J. A. Bortner

VP—S. A. Bender
Sec—C. Szego
Tr—H. Seiner

**ALSBUROUGH WINDOW SHADE &
AWNING CO.**
798 So. Orange Ave.
Newark, N.J. 07106
Phone: 201-373-2460
Emp: 7
Venetian Blinds And Shades

SIC 2591
Pr—S. Appel
AL-U-PAK, INC.
48 Cornelia St
Newark, N.J. 07105
Phone 201-589-0377
Emp: 20
Confectionery Products
SIC 2065
Pr—A. Vaili, Sr.
PT. A. H.

CTOR FLUSH VALVE CO.
50 Jersey St.
Newark, N.J. 07105
Phone: 201-583-5154
Emp: 13
Machine Parts; Valves, Etc.
EIC 3494
Pr—N. Collins

1 Victory Plaza
Newark, N.J. 07102
Phone 201-643-7844
15,000 Sq. Ft.
Emp. 397
Ophthalmic Frames, Plastic Lenses,
Sunglasses
MC 3851
Ch/B—William E. Marking
—Anthony J. Bartolotta
—Rose Mariani

P—Paine Baricelle
r—Rose Salernne
omp—Anthony C. Murga
/A—D. Yurkustat
ers/M—Norman Christos
/M—Louis Turner
Branch Plant
West Babylon, N.Y.

FID000A

909060020



STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF WASTE MANAGEMENT
HAZARDOUS SITE MITIGATION ADMINISTRATION
BUREAU OF INDUSTRIAL SITE EVALUATION



ENVIRONMENTAL CLEANUP RESPONSIBILITY ACT
INITIAL NOTICE
GENERAL INFORMATION SUBMISSION

(This is the first part of a two-part application form. This information must be submitted within 5 days following public release of a decision to close operations or the signing of a sales agreement or option to purchase involving an Industrial Establishment as defined in N.J.S.A. 13:1K-6, the Environmental Cleanup Responsibility Act.)

Please refer to N.J.A.C. 7:1-3.7 et seq. before filling out this form.
Answer all questions. Please print or type.

Date 7-25-85

1. A. Industrial Establishment

Name Despo Chemicals International, Inc. & Desachem Co., Inc. Telephone No. 201-481-2972

Street Address 29 Riverside Avenue, BLD. #17

City or Town Newark State NJ Zip Code 07104

Municipality Newark County Essex

B. Lot number 1 Block number 614

C. Standard Industrial Classification (SIC) Number 2842

D. Current Owner

Name Industrial Development Associates Telephone No. 210-772-8800

Street Address 141 Lanza Avenue

Municipality Newark State NJ Zip Code 07026

E. If the industrial establishment discharges to a publicly-owned treatment plant, provide the name and address of that facility.

Name Passaic Valley Sewer Authority Telephone No. (201) 344-1800

Street Address 660 Wilson Avenue

Municipality Newark State NJ Zip Code 07104

FOR DEP use only

Date Received _____

Notice Number _____

ECRA-1 5/84

FID000012

909060021

INITIAL NOTICE-GENERAL INFORMATION SUBMISSION (page 2 of 6)

- F. Has an ECRA application been filed for this Industrial Establishment or location previously? NO If so, when? _____ For what reason? _____

Final Disposition? _____

- G. How is this Industrial Establishment heated?(gas,oil,electricity) oil and electric

2. Previous owner(s) and current address (es)(attach additional sheets if necessary).

<u>Name</u>	<u>Current Address</u>	<u>Description of the Operation</u>
<u>PPG Industries</u>	<u>Unknown</u>	

3. If the transaction initiating an ECRA review is the closure of operations, fill in the date of public release of the decision to close the facility and enclose a copy of the public announcement.

Date of the public release of the decision N/A

Is the public release enclosed? Yes X No

If you checked "no", state the reason(s) _____

Operation is being relocated within

state of New Jersey to another property to be leased.

INITIAL NOTICE-GENERAL INFORMATION SUBMISSION (page 3 of 6)

4. If the transaction initiating an ECRA review is an agreement of sale or option to purchase, fill in the date of the execution of that instrument plus provide a copy of the document N/A

Name and address of the other parties to the transfer:

<u>Name</u>	<u>Street Address and Municipality</u>	<u>Phone No.</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Is a copy of the agreement of sale or option to purchase attached? Yes No

If you checked "no", state the reason(s) _____

5. Actual date proposed for closure of operations or transfer of title August 31, 1985

6. Authorized agent designated to work with the Department.

Name Aris D. Despo, President

Street Address 29 Riverside Avenue, BLD. # 17

Municipality Newark State NJ Zip Code 07104

Telephone No. (201)- 482-7052 or (201)-481-2922

7. List all federal and state environmental permits applied for and received at this facility (attach additional sheets, if necessary).

_____ Check here if no permits are involved.

FID000014

909060023

INITIAL NOTICE-GENERAL INFORMATION SUBMISSION (page 4 of 6)

A. New Jersey Bureau of Air Pollution Control.

Permit Number	Date of Approval or Denial	Reason for Denial (if applicable)	Expiration Date
<u>052005</u>	<u>02/04/82</u>	<u></u>	<u>10/15/85</u>
<u>065822</u>	<u>08/01/83</u>	<u></u>	<u>08/01/88</u>
<u>062684</u>	<u>02/07/83</u>	<u></u>	<u>10/23/85</u>

B. New Jersey Pollutant Discharge Elimination System

Number	Discharge Activity	Date issued or Denied	Expiration Date	Body of Water Discharged into
<u>N/A</u>	<u></u>	<u></u>	<u></u>	<u></u>

C. United States Environmental Protection Agency(EPA) Identification Number.

49488-NJ-01

D. All other federal, state, local environmental permits.

Agency Issuing Permit	Permit Number	Date of Approval or Denial	Expiration Date
<u>City of Newark</u>	<u>1230</u>	<u>12/14/83</u>	<u>N/A</u>
<u>(Bureau of Industrial Hygiene/Air Pollution Control)</u>	<u></u>	<u></u>	<u></u>

ECRA 1 5/84

909060024

FID000015

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting
CN 423
Trenton, New Jersey 08625

Nonapplicability Form

Please fill out this form if you have determined that your facility does not require a Stormwater Discharge Permit, and return the completed form to the attention of the Administrative Support Unit, at the above address.

1. Facility Information: Federal Refining Co. Inc. 3341
Facility Name SIC Code
29 Riverside Av. Bldg. 16
Street Address Suite/Building #
Newark N.J. 07104
City State Zip Code
Louis J. Deis Essex
Contact Person County
482-4653
Phone Number

2. Please check the appropriate box(es) which provide(s) your exclusion from the requirement to obtain a Stormwater Discharge Permit.

- ☐ All the stormwater from the site is discharged to a combined sewer (one that carries sanitary wastewater and stormwater to a municipal treatment plant). If so, the certification on the back of this form must be completed.
- ☒ All the stormwater on or leaving the site soaks into the ground. (This determination may be subject to verification by Department site inspection.)
- ☐ The facility has an existing NJPDES permit for all of its discharges of stormwater to surface waters.
NJPDES Permit # _____
- ☐ The building housing all of the regulated industrial activity extends all the way to the property line on all sides, there is no loading dock, and there is no industrial activity occurring on the roof.
- ☐ All industrial activity has ceased and no "Significant Material" remains exposed to stormwater.
- ☐ Other (attach a printed or typed explanation).

3. This form can only be signed by the following persons: vice president level or higher in a corporation; general partner or proprietor in a partnership or sole proprietorship; principal executive officer or ranking elected official in a government or public agency, or by someone authorized by such a person to sign this form (attach written authorization).

Under the penalties of the Water Pollution Control Act, I declare that to the best of my knowledge and belief, this non-applicability statement is true, correct and complete.

Carole Grafman
signature
Carole Grafman
print name

7/21/93
date
President
title

New Jersey Department of Environmental Protection
Bureau of Stormwater Permitting
CN-423
Trenton, New Jersey 03625-0423

196/07234

Nonapplicability Form

21175

Please fill out this form if you have determined that your facility does not require a Stormwater Discharge Permit, and return the completed form to the attention of the Administrative Support Unit, at the above address.

1. Facility Information: RoLoc Film Processing 3497
Facility Name SIC Code
29 RIVERSIDE AVE. #1 22-2239757
Street Address Suite/Building # Federal ID. #
NEWARK NT 07104 ESSEX
City State Zip Code County
William Parzkowski 201 482-6093
Contact Person Phone Number

2. Please check the appropriate box(es) which provide(s) your exclusion from the requirement to obtain a Stormwater Discharge Permit.

- ☐ All the stormwater from the site is discharged to a combined sewer (one that carries sanitary wastewater and stormwater to a municipal treatment plant). If so, the certification on the back of this form must be completed.
- ☒ All the stormwater on or leaving the site soaks into the ground. (This determination may be subject to verification by Department site inspection.)
- ☐ The facility has an existing NJPDES permit for all of its discharges of stormwater to surface waters. NJPDES Permit # _____
- ☐ The building housing all of the regulated industrial activity extends all the way to the property line on all sides, there is no loading dock, and there is no industrial activity occurring on the roof.
- ☐ All industrial activity has ceased and no "Significant Material" remains exposed to stormwater.
- ☐ Other (attach a printed or typed explanation).

3. This form can only be signed by the following persons: vice president level or higher in a corporation; general partner or proprietor in a partnership or sole proprietorship; principal executive officer or ranking elected official in a government or public agency, or by someone authorized by such a person to sign this form (attach written authorization).

William Parzkowski
signature
William Parzkowski
print name

2-16-95
date
V.P.
title

NAF-03088

7/27/95

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting
CN 423
Trenton, New Jersey 08625

Nonapplicability Form

NAF-07736

Please fill out this form if you have determined that your facility does not require a Stormwater Discharge Permit, and return the completed form to the attention of the Administrative Support Unit, at the above address.

1. Facility Information: Federal Refining Co, Inc 3341
Facility Name SIC Code
29 Riverside Ave. Bldg # 16
Street Address Suite/Building #
Newark N.J. ESSEX
City State Zip Code County
Louis J. Deis 07104 (201) 482-4653
Contact Person Phone Number

2. Please check the appropriate box(es) which provide(s) your exclusion from the requirement to obtain a Stormwater Discharge Permit.

- ☐ All the stormwater from the site is discharged to a combined sewer (one that carries sanitary wastewater and stormwater to a municipal treatment plant). If so, the certification on the back of this form must be completed.
- ☐ All the stormwater on or leaving the site soaks into the ground. (This determination may be subject to verification by Department site inspection.)
- ☐ The facility has an existing NJPDES permit for all of its discharges of stormwater to surface waters.
NJPDES Permit # _____
- ☐ The building housing all of the regulated industrial activity extends all the way to the property line on all sides, there is no loading dock, and there is no industrial activity occurring on the roof.
- ☐ All industrial activity has ceased and no "Significant Material" remains exposed to stormwater.
- ☒ Other (attach a printed or typed explanation).

3. This form can only be signed by the following persons: vice president level or higher in a corporation; general partner or proprietor in a partnership or sole proprietorship; principal executive officer or ranking elected official in a government or public agency, or by someone authorized by such a person to sign this form (attach written authorization).

Seymour Graifman
signature
Seymour Graifman
print name

2/13/95 C.E.O.
date
C.E.O.
title

Most stormwater soaks into the ground on the property. Some stormwater from the paved parking area enters a storm drain that leads to the Passaic River which borders the east side of the property.

All industrial activity takes place inside the building and is not exposed to storm runoff.

Louis J. Deis

Louis J. Deis

Plant Manager

Cartman

201-482-4653
X: 201-482-0173

**FEDERAL
COMPANY**

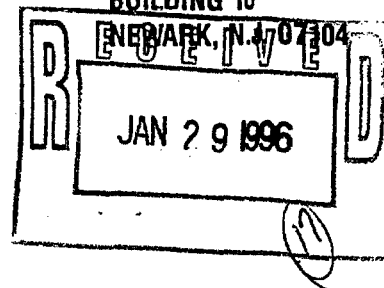


**REFINING
INCORPORATED**

BUYERS AND REFINERS OF PRECIOUS METALS

NAF-03088
87736

29 RIVERSIDE AVENUE
BUILDING 16



January 22, 1996

Administrative Support Unit
NJDEP-Bureau of Stormwater Permitting
401 E. State Street
CN-423
Trenton, N. J. 08625-0423

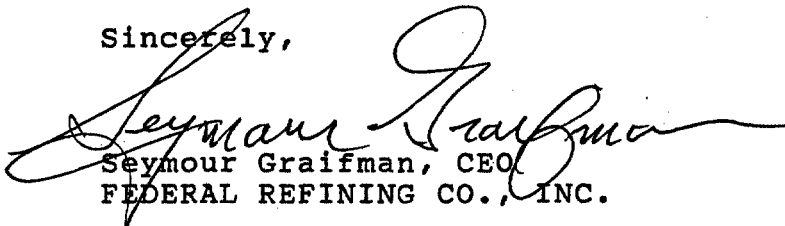
Dear Sirs:

This is in inquiry to the Nonapplicability Form filed by Federal Refining Co., Inc. in February 1995. We have received no response from your Department verifying approval or denial. Federal Refining is currently working within the ISRA program to complete a sale of the business. It has been requested by BEECRA, that Federal Refining document whether this permit is required.

Please forward your response as soon as possible so that Federal Refining may conclude the ISRA process.

Thank you for your cooperation.

Sincerely,


Seymour Graifman, CEO
FEDERAL REFINING CO., INC.



International Precious
Metals Institute



MANUFACTURING JEWELERS &
SILVERSMITHS OF AMERICA INC.

909060034

FID000021

JIC



State of New Jersey

Christine Todd Whitman
Governor

Department of Environmental Protection
Bureau of Stormwater Permitting
Division of Water Quality
CN029
Trenton, N.J. 08625-0029
Tel: 609-633-7021
FAX: 609-984-2147

Robert C. Shinn, Jr.
Commissioner

February 2, 1996

Mr. Seymour Graifman
Federal Refining Company, Inc.
29 Riverside Avenue, Building 16
Newark, New Jersey 07101

Dear Mr. Graifman:

I am writing in response to your letter of January 22, 1996, regarding the applicability of the discharge to surface water stormwater permitting program requirements to your facility. I have reviewed the Nonapplicability Forms (NAF) submitted for the facility: one dated July 21, 1993, assigned number NAF 03088; and a second, dated February 13, 1995, assigned number NAF-07736. In addition, I have reviewed the inspection report dated February 9, 1995, filed by Theo Ashie of the Metro Regional Enforcement Bureau.

Based on these documents, it appears that the only stormwater from the site which is discharged to surface water (Passaic River) is that from the parking lot. While all stormwater soaks into the ground (discharges to groundwater) from areas where industrial activity occurs; for example: any loading dock areas or other areas around the manufacturing building where industrial material handling, storage, shipping or receiving occurs. Since this program, at this time, only regulates stormwater discharges associated with industrial activity to surface water, your conclusion as indicated on the NAFs that a stormwater discharge permit is not required is correct.

I hope this resolves the issue; should you or Department staff from BEECRA have any questions regarding stormwater permitting please do not hesitate to call me at the number above.

Sincerely,

Janet C. Jessel
Supervising Environmental Specialist

c: Theo Ashie, Metro Enf.

909060036

909060038

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting
CN 423
Trenton, New Jersey 08625

Please fill out this form if you have determined that your facility does not require a Stormwater Discharge Permit, and return the completed form to the attention of the Administrative Support Unit, at the above address.

1. Facility Information: Federal Refining Co. Inc
29 Riverside Av.
Newark N.J. 07104
Louis J. Denis

3341
Bldg. 16
Essex
482-4653

2. Please check the appropriate box(es) which provide(s) your exclusion from the requirement to obtain a Stormwater Discharge Permit.

- ☐ All the stormwater from the site is discharged to a combined sewer (one that carries sanitary wastewater and stormwater to a municipal treatment plant). If so, the certification on the back of this form must be completed.
- ☒ All the stormwater on or leaving the site soaks into the ground. (This determination may be subject to verification by Department site inspection.)
- ☐ The facility has an existing NJPDES permit for all of its discharges of stormwater to surface waters.
NJPDES Permit # _____
- ☐ The building housing all of the regulated industrial activity extends all the way to the property line on all sides, there is no loading dock, and there is no industrial activity occurring on the roof.
- ☐ All industrial activity has ceased and no "Significant Material" remains exposed to stormwater.
- ☐ Other (attach a printed or typed explanation).

3. This form can only be signed by the following persons: vice president level or higher in a corporation; general partner or proprietor in a partnership or sole proprietorship; principal executive officer or ranking elected official in a government or public agency, or by someone authorized by such a person to sign this form (attach written authorization).

Under the penalties of the Water Pollution Control Act, I declare that to the best of my knowledge and belief, this non-applicability statement is true, correct and complete.

Carole Graffman
signature

Carole Graffman
print name

7/21/93
date
President
title

909060039

FID000023

NAF-1 5/93

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting
CN 423
Trenton, New Jersey 08625

NAF02662 c

Nonapplicability Form

Please fill out this form if you have determined that your facility does not require a Stormwater Discharge Permit, and return the completed form to the attention of the Administrative Support Unit, at the above address.

1. Facility Information: <u>FREY INDUSTRIES, INC.</u>			<u>4225</u>
<u>29 RIVERSIDE AVENUE</u>			<u>S/C Code</u>
<u>NEWARK</u>			<u>BUILDINGS #2, 3, 9, 12</u>
<u>NEWARK</u>			<u>Suite/Building #</u>
<u>TILGHMAN B. FREY</u>			<u>ESSEX</u>
<u>N.J.</u>			<u>County</u>
<u>07104</u>			<u>(201) 268-2345</u>
<u>Contact Person</u>			<u>Phone Number</u>

2. Please check the appropriate box(es) which provide(s) your exclusion from the requirement to obtain a Stormwater Discharge Permit.

- ☐ All the stormwater from the site is discharged to a combined sewer (one that carries sanitary wastewater and stormwater to a municipal treatment plant). If so, the certification on the back of this form must be completed.
- ☒ All the stormwater on or leaving the site soaks into the ground. (This determination may be subject to verification by Department site inspection.)
- ☐ The facility has an existing NJPDES permit for all of its discharges of stormwater to surface waters. NJPDES Permit # _____
- ☐ The building housing all of the regulated industrial activity extends all the way to the property line on all sides, there is no loading dock, and there is no industrial activity occurring on the roof.
- ☐ All industrial activity has ceased and no "Significant Material" remains exposed to stormwater.
- ☒ Other (attach a printed or typed explanation).

3. This form can only be signed by the following persons: vice president level or higher in a corporation; general partner or proprietor in a partnership or sole proprietorship; principal executive officer or ranking elected official in a government or public agency, or by someone authorized by such a person to sign this form (attach written authorization).

Under the penalties of the Water Pollution Control Act, I declare that to the best of my knowledge and belief, this non-applicability statement is true, correct and complete.

Tilghman B. Frey
signature

JUNE 1, 1993

date

TILGHMAN B. FREY

print name

PRESIDENT

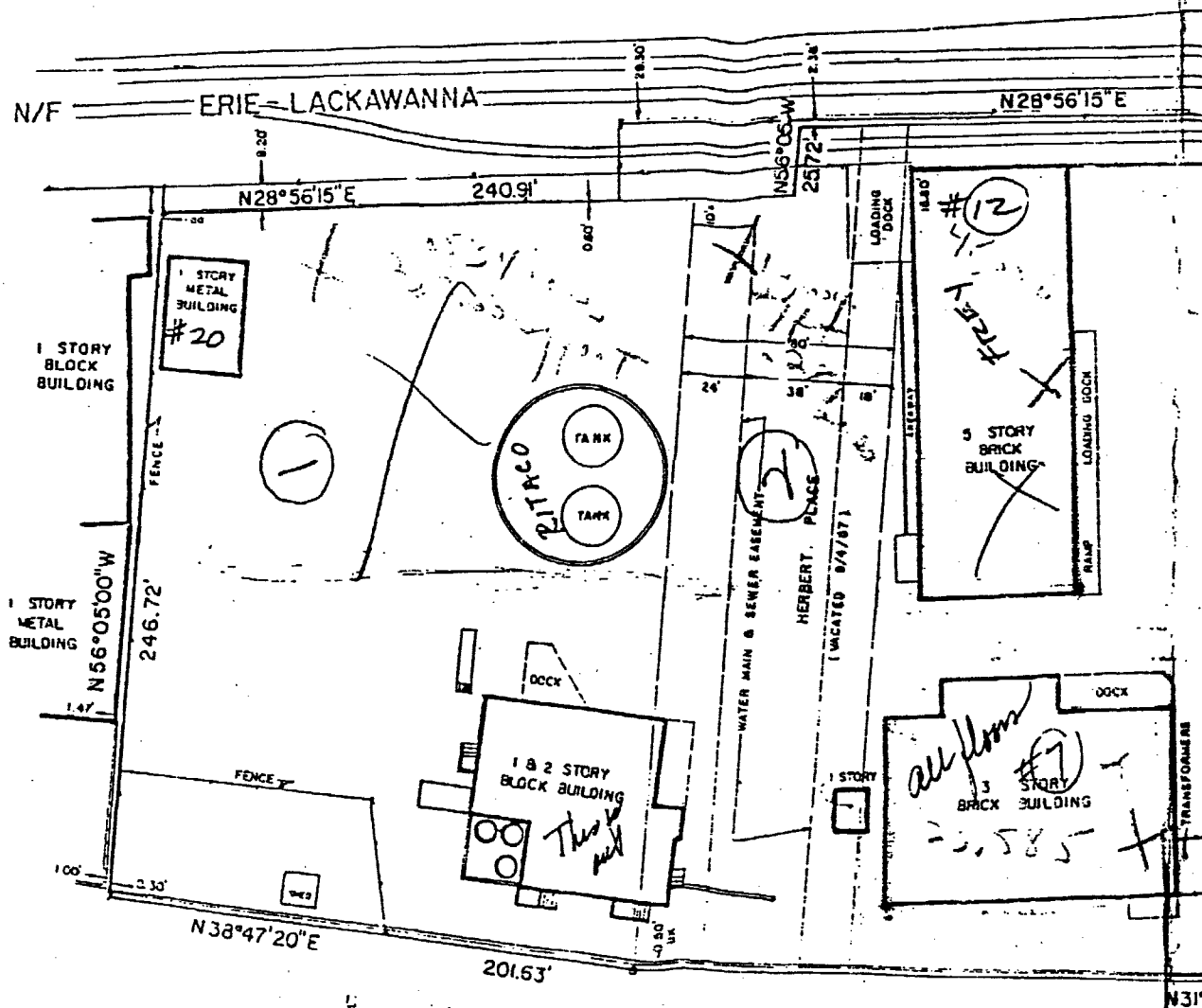
title

909060041

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NAF 02662C

(NEW JERSEY STATE HIGHWAY ROUTE



PASSAIC

AFTER

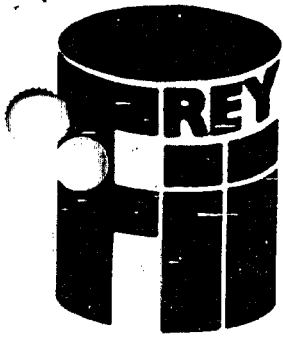
Mc CARTER

NEW JERSEY STATE HIGHWAY ROUTE

FID000025

909060042

NAF 02662 C

**FREY INDUSTRIES, INC.**

A Total Physical Distribution Concept

P.O. Box 9307 • Newark, New Jersey 07104
201 / 482-0153 • Fax: 201 / 482-9480 • Telex: 49613527**CERTIFIED MAIL - RETURN RECEIPT**

June 1, 1993

New Jersey Department of Environmental
Protection and Energy
Bureau of Stormwater Permitting
CN 423
Trenton, New Jersey 08625

ATTENTION: ADMINISTRATIVE SUPPORT UNIT

Gentlemen:

Attached please find our completed Nonapplicability Form indicating that we do not require a Stormwater Discharge Permit for the facilities that we currently lease at 29 Riverside Avenue, Newark, N.J.

Frey Industries, Inc. has been located at this facility for eleven (11) years, providing services for some fifty (50) major chemical companies.

At no time do we take ownership of materials that are brought into our facilities, nor do we manufacture, blend or formulate any products.

Our services consist of the changing of container sizes, storage and distribution of packaged materials owned by our customers; all of which are performed inside the confines of our storage facilities.

Because of the prior design of the facility, there are no storm sewers located inside the complex, and all discharges are from our sanitary systems with the sanitary wastewater piping which is connected through a city main into the Passaic Valley Sewage Authority Treatment Plant. Any rainwater, or water run-off from the city street is soaked into the ground throughout the facility.

WAREHOUSING • DRUMMING • PACKAGING • RAIL TO TRUCK TRANSFERS • DISTRIBUTION
29 RIVERSIDE AVENUE • NEWARK, NEW JERSEY 07104

NAF 02662

New Jersey Dept. of Environmental Protection & Energy
Page 2

Also attached for your further perusal is a site plan map of the facilities that we are located in.

If we can provide any additional documentation or information to further substantiate our request for exclusion from filing a Stormwater Discharge Permit, please advise.

Very truly yours,

Tilghman B. Frey

Tilghman B. Frey

TBF/gp

w/att.

c.c.: Adler Associates, Inc.

FID000027

909060044

Mailed 9/18/02 kmd



State of New Jersey

Department of Environmental Protection

James E. McGreevey
Governor

Bradley M. Campbell
Commissioner

Bureau of Nonpoint Pollution Control
Division of Water Quality
P.O. Box 029 Trenton, NJ 08625-0029
Phone : 609-633-7021, 292-0407
Fax: 609-984-2147

9/16/2002

Albert Sharpouse
Ardmore Chemical Co
29 Riverside Ave
Newark, NJ 07104

Re: 5G2 - General Permit Stormwater Basic NJ0088315
NJPDES: NJG0117552 PI ID #: 48413
Ardmore Inc
Newark, Essex

Dear Mr. Sharpouse:

Your facility is currently authorized to discharge stormwater under General Permit NJPDES No. NJ0088315. The version of the general permit under which you previously were authorized has expired. However, this permit has been renewed until May 31, 2007. Please find enclosed your Renewal Authorization to Discharge Stormwater under NJPDES General Permit NJ0088315 and a copy of that permit. All co-permittees will receive original Authorizations. One of these Authorization forms is requested to be LOCATED at the regulated facility at all times and be AVAILABLE for inspection by any authorized representative of the New Jersey Department of Environmental Protection. If you have designated an agent, it is your responsibility to notify your agent about this General Permit Authorization and its requirements.

Enclosed is the final General Permit NJ0088315. Please be advised that the renewed General Permit requires that all stormwater associated with industrial activities, including that discharged to groundwater, must meet the Best Management Practice of no exposure. You were advised of this new condition in the draft permit information you received as part of the permit renewal process. Please submit your certification, as described below, prior to the required deadline.

Also enclosed is an *ATTACHMENT D Annual Recertification* that must be submitted to the Bureau each year. You are required to annually review your facility and submit a certification attesting that the facility meets all the requirements of the permit. This form will be due in the calendar quarter in which the month of Attachment D - *SPPP Initial Implementation and Inspection Certification* falls. The due date will be a three month quarter as assigned on your authorization page (see "Annual Recertification Due" on your Authorization page).

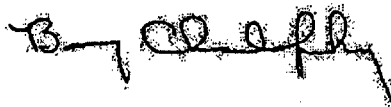
909060046

Copies of the revised SPPP Guidance Manual and other forms including the *Annual Recertification Attachment D*, will be available at the Department's web site: <http://www.state.nj.us/dep/dwq/stormw.htm>. If you do not have access to the web site please contact the Bureau of Nonpoint Pollution Control at the above address for a copy.

Should any information about your facility, i.e., mailing address, contact person, etc. change, please contact the Bureau for a Administrative Update Form. If your facility is sold, closing or moving its location please write the Bureau for instructions.

The Department appreciates your efforts toward accomplishing the goal of providing cleaner water for our State and looks forward to working together with you in the future. If you have any questions please contact the Bureau.

Sincerely,



Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control

Enclosures: (2)

Renewed Authorization to Discharge (ATD)
NJPDES General Permit No. NJ0088315

C: (w/ATD Form): NJDEP Water Compliance and Enforcement Region Office
Facility Owner (if applicable)
Debbie Esposti, BPM



New Jersey Department of Environmental Protection

Bureau of Nonpoint Pollution Control
Division of Water Quality
PO Box 029
Trenton, NJ 08625-0029
Phone: (609) 633-7021
Fax: (609) 984-2147

RENEWAL OF AUTHORIZATION TO DISCHARGE
5G2 - General Permit Stormwater Basic

Facility Name:
ARDMORE INC

PI ID #: 48413

Facility Address:
29 RIVERSIDE AVE
BUILDING 14
NEWARK, NJ 07104-0000

NJPDES #: NJG0117552

Annual Recertification Due: Apr - Jun

Type of Activity: Stormwater Discharge General Permit Authorization Renewal

Owner:
ALBERT SHARPHOUSE
70 EAST CAKE RD
KINNELON, NJ 07405-0000

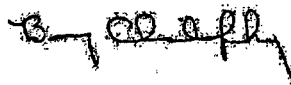
Operating Entity:
ARDMORE CHEMICAL CO
29 RIVERSIDE AVE
NEWARK, NJ 07104

Issuance Date:
09/17/2002

Effective Date:
06/01/2002

Expiration Date:
05/31/2007

Your Request for Authorization under NJPDES General Permit No. NJ0088315 has been approved by the New Jersey Department of Environmental Protection.



Date: 09/17/2002

Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control
Division of Water Quality
New Jersey Department of Environmental Protection

FID000030

909060048



BNPC

Jan. E. McGreevey
Governor

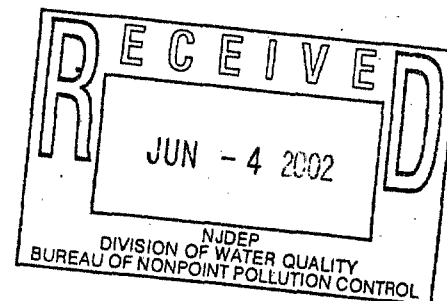
State of New Jersey
Department of Environmental Protection
Northern Bureau of Water Compliance and Enforcement
1259 Route 46, Building 2
Parsippany, New Jersey 07054-4191
Telephone (973) 299-7592 Fax (973) 299-7719

Bradley M. Campbell
Commissioner

May 29, 2002

Mr. Albert Sharphouse, President
Ardmore, Incorporated
29 Riverside Avenue, Building 14
Newark, New Jersey 07014

Re: Compliance Evaluation and Assistance Inspection
NJDES Permit No. ~~NJ0117552~~ PI 48413
Stormwater Discharge Permit No. SWG A-005186
~~Ardmore, Incorporated~~
Newark/Essex County



Dear Mr. Sharphouse:

A Compliance Evaluation and Assistance Inspection of your facility was conducted by a representative of this Bureau on May 21, 2002. Any comments or items marked as "Out of Compliance" (OC) or "Out of Compliance - Non-Referred" (ON) in the attached report must be addressed within thirty days in a written report directed to the undersigned.

The Department appreciates your cooperation in assisting us in the prevention and control of water pollution in New Jersey.

Very truly yours,

Jonathan Gell for TG

Jonathan Gell
Senior Environmental Specialist
Northern Bureau of Water Compliance
and Enforcement

Attachment

c: Joseph M. Mikulka, Chief, Northern Bureau of Water Compliance & Enforcement
Health Officer
Bureau of Non-Point Pollution Control

909060050

FID000031

Compliance Evaluation Summary

Activity: SCI020001 *Standard Compliance Inspection (48413)

Date/Time: 5/21/2002 00:00 End Date/Time: 5/21/2002 00:00

Lead Investigator: Gell, Jonathan

Other Investigators:

Persons Interviewed: Mr. Albert Sharphouse, President

Witnesses:

Program Interest: 48413 ARDMORE INC (NJPDES)
29 RIVERSIDE AVE, BUILDING 14
Newark, Essex County

Responsible Entities: ARDMORE CHEMICAL CO

Comments: NJPDES General Permit NJ0088315 Permit Number 0117552 = SWG A-005186
Renewed 5 May 1997. Expired 31 January 2002.

Compliance Evaluation Report

Activity: SCIO20001 *Standard Compliance Inspection
8413 ARDMORE INC, Newark (NJPDES)

Start Date: 5/21/2002 Page 1 of 2
Lead Investigator: Gell, Jonathan

Requirement	Status	Result or Comments
-------------	--------	--------------------

Item: 5G2 - General Permit Stormwater Basic

Does the SPPP include a categorical list of all source materials located at the facility? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a list of the facility's non-stormwater discharges to surface water? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a list of any final or draft NJPDES permits, pending NJPDES permit applications, or pending requests for authorization under another general NJPDES permit? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a map developed as required by the permit? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a complete narrative description concerning the management of all source materials at the facility as required by the permit? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include best management practices which will ensure no exposure of source materials to stormwater and that there will be no unpermitted, non-stormwater discharges? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a schedule for full implementation of best management practices by the applicable deadlines specified in the permit? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a schedule for providing regular and appropriate maintenance and repairs of all structural best management practices? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include a schedule for regular inspection by facility personnel of designated areas, operations, and equipment, inclusive of an annual inspection of the entire facility, as required by the permit? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the SPPP include reports summarizing each annual inspection of the facility and, if non-compliance is found during an inspection, is the non-compliance reported to the department? IC
[N.J.A.C. 7:14A-11 Appendix A]

Does the permittee have discharges of stormwater associated with industrial activity through a municipal separate storm sewer system that has a final NJPDES discharge permit, does the SPPP require compliance with all applicable requirements of the municipal stormwater management program developed under that permit? NA
[N.J.A.C. 7:14A-11 Appendix A]

Is the facility subject to SARA Title III, Section 313 Requirements, does the SPPP include, or cite the location of, any spill reports prepared under said act? NA
[N.J.A.C. 7:14A-11 Appendix A]

Does the facility have a SPCC, DPCC, and/or DCR Plan, does the SPPP include, or cite the location of, said plans? NA
[N.J.A.C. 7:14A-11 Appendix A]

Is the facility undergoing any construction activities, are they covered by the SPPP as required by the permit? NA
[N.J.A.C. 7:14A-11 Appendix A]

I - In Compliance
C - Out of Compliance
NI - Not Inspected
OC - No Obvious Concern
H - Heading
N - No

ND - Compliance Not Determined
NA - Not Applicable
PV - Potential Violation
ON - Out of Compliance, Non-referred
Y - Yes
DC - Data Collection

909060051

FID000033

Compliance Evaluation Report

Activity: SCI020001 *Standard Compliance Inspection

3413 ARDMORE INC, Newark (NJPDES)

Start Date: 5/21/2002 Page 2 of 2

Lead Investigator: Gell, Jonathan

Requirement	Status	Results or Comments
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Item: 5G2 - General Permit Stormwater Basic

RECORD KEEPING. [N.J.A.C. 7:14A-11 Appendix A]

H

Did the permittee make the SPPP available for review?. [N.J.A.C. 7:14A-11 Appendix IC]
N

OPERATIONS AND MAINTENANCE. [N.J.A.C. 7:14A-11 Appendix A]

H

Did the permittee develop an SPPP that demonstrates, once it has been implemented, IC
that there will be no exposure, during and after storm events, of source materials to
stormwater as required by the permit?. [N.J.A.C. 7:14A-11 Appendix A]Did the permittee conduct and document annual inspections of the facility as required IC
by the permit?. [N.J.A.C. 7:14A-11 Appendix A]

Did the permittee have any discharges not authorized by the permit?. [N.J.A.C. 7:14A-11 Appendix A] NA

- In Compliance
- Out of Compliance
- Not Inspected
- No Obvious Concern
- Heading
- No

ND - Compliance Not Determined
NA - Not Applicable
PV - Potential Violation
ON - Out of Compliance, Non-referred
Y - Yes
DC - Data Collection

FID000034

909060052

909060053



**State of New Jersey
Department of Environmental Protection and Energy**

Environmental Regulation
Office of Land and Water Planning
CN 423
Trenton, NJ 08625-0423

Jeanne M. Fox
Acting Commissioner

Martin A. Bierbaum
Administrator

To Ardmore Incorporated:

August 10, 1993

Please find enclosed your Authorization to Discharge Stormwater to Surface Water under NJPDES General Permit NJ0088315. You are requested to have the ORIGINAL Authorization form at the regulated facility at all times and AVAILABLE for inspection by any authorized representative of the New Jersey Department of Environmental Protection and Energy.

Your Stormwater Pollution Prevention Plan (SPPP) Certifications (Attachments "C" and "D") are also included along with the SPPP Guidance Manual. Below is a brief description of each:

ATTACHMENT "C" (SPPP Preparation Certification) certifies that the Plan has been prepared in accordance with the permit. The permit specifies that this Certification must be signed, notarized and submitted to the Bureau within six (6) months from the effective date on the enclosed Authorization to Discharge. Due to the delay in issuing this letter, however, the Department is exercising its enforcement discretion to allow this Certification to be submitted to the Bureau within six (6) months from the date of this letter.

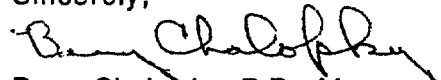
ATTACHMENT "D" (SPPP Implementation and Inspection Certification) certifies that the Plan has been implemented and that you have inspected the facility for compliance with the Plan and the permit. The permit specifies that this Certification must be signed, notarized and submitted to the Bureau within eighteen (18) months from the effective date on the enclosed Authorization to Discharge. Again, however, the Department is exercising its enforcement discretion to allow this Certification to be submitted to the Bureau within eighteen (18) months from the date of this letter.

The SPPP GUIDANCE MANUAL is a planning aid for use in developing your Stormwater Pollution Prevention Plan.

Upon request a full copy of the text of the general permit is available from this office.

The Department appreciates your efforts toward accomplishing the goal of providing cleaner water for our State and looks forward to working together with you in the future. If you have any questions please contact our Stormwater Hotline at (609) 633-7026.

Sincerely,


Barry Chalofsky, P.P., Manager
Bureau of Stormwater Permitting

Enclosures: (4)
Authorization to Discharge Form
Attachment "C"
Attachment "D"
SPPP Guidance Manual

FID000035

ATDCL-2(7/93)

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting



Office of Land and Water Planning

CN-423
Trenton, New Jersey 08625-0423
(609) 633-7021



AUTHORIZATION TO DISCHARGE STORMWATER TO SURFACE WATER

Facility Name: Ardmore Incorporated SWG A-005186

Facility Address: 29 Riverside Avenue
Newark, NJ 07104


SIC Code: 2841

Type of Industrial Activity: Soap and Other Detergents

	Owner	Operator
Name:	Albert Sharphouse	Ardmore Incorporated
Legal Address:	9 Ardmore Court Fair Lawn, NJ 07410	29 Riverside Avenue Building 14 Newark, NJ 07104

EFFECTIVE DATE 5/10/93 EXPIRATION DATE 11/01/97

Your Request for Authorization under NJPDES General Permit No. NJ0088315
has been approved by the N.J. Department of Environmental Protection and Energy.


Barry Chakofsky, P.P. Manager
Bureau of Stormwater Permitting
N.J. Department of Environmental
Protection and Energy

Date 8/10/93

Page 1 of 1

ADS-6/93

909060055

FID000036



**State of New Jersey
Department of Environmental Protection and Energy**

Environmental Regulation
Office of Land and Water Planning
CN 423
Trenton, NJ 08625-0423

Jeanne M. Fox
Acting Commissioner

Martin A. Bierbaum
Administrator

To Albert Sharpouse:

August 10, 1993

Please find enclosed your Authorization to Discharge Stormwater to Surface Water under NJPDES General Permit NJ0088315. You are requested to have the ORIGINAL Authorization form at the regulated facility at all times and AVAILABLE for inspection by any authorized representative of the New Jersey Department of Environmental Protection and Energy.

Your Stormwater Pollution Prevention Plan (SPPP) Certifications (Attachments "C" and "D") are also included along with the SPPP Guidance Manual. Below is a brief description of each:

ATTACHMENT "C" (SPPP Preparation Certification) certifies that the Plan has been prepared in accordance with the permit. The permit specifies that this Certification must be signed, notarized and submitted to the Bureau within six (6) months from the effective date on the enclosed Authorization to Discharge. Due to the delay in issuing this letter, however, the Department is exercising its enforcement discretion to allow this Certification to be submitted to the Bureau within six (6) months from the date of this letter.

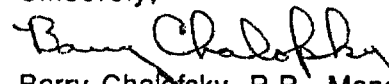
ATTACHMENT "D" (SPPP Implementation and Inspection Certification) certifies that the Plan has been implemented and that you have inspected the facility for compliance with the Plan and the permit. The permit specifies that this Certification must be signed, notarized and submitted to the Bureau within eighteen (18) months from the effective date on the enclosed Authorization to Discharge. Again, however, the Department is exercising its enforcement discretion to allow this Certification to be submitted to the Bureau within eighteen (18) months from the date of this letter.

The SPPP GUIDANCE MANUAL is a planning aid for use in developing your Stormwater Pollution Prevention Plan.

Upon request a full copy of the text of the general permit is available from this office.

The Department appreciates your efforts toward accomplishing the goal of providing cleaner water for our State and looks forward to working together with you in the future. If you have any questions please contact our Stormwater Hotline at (609) 633-7026.

Sincerely,


Barry Chalofsky, P.P., Manager
Bureau of Stormwater Permitting

Enclosures: (4)

Authorization to Discharge Form
Attachment "C"
Attachment "D"
SPPP Guidance Manual

FID000037

ATDCL-2(7/93)

909060057

New Jersey Department of Environmental Protection and Energy
Bureau of Stormwater Permitting



Office of Land and Water Planning

CN-423
Trenton, New Jersey 08625-0423
(609) 633-7021



AUTHORIZATION TO DISCHARGE STORMWATER TO SURFACE WATER

Facility Name: Ardmore Incorporated SWG A-005186

Facility Address: 29 Riverside Avenue
Newark, NJ 07104


SIC Code: 2841

Type of Industrial Activity: Soap and Other Detergents

	Owner	Operator
Name:	Albert Sharpouse	Ardmore Incorporated
Legal Address:	9 Ardmore Court Fair Lawn, NJ 07410	29 Riverside Avenue Building 14 Newark, NJ 07104

EFFECTIVE DATE 5/10/93 EXPIRATION DATE 11/01/97

Your Request for Authorization under NJPDES General Permit No. NJ0088315
has been approved by the N.J. Department of Environmental Protection and Energy.


Barry Chafsky, P.E., Manager
Bureau of Stormwater Permitting
N.J. Department of Environmental
Protection and Energy

Date 8/10/93

Page 1 of 1

ADS-5/93

FID000038

909060058

Mailed 9/4/02

Kvm



State of New Jersey
Department of Environmental Protection
Bureau of Nonpoint Pollution Control
Division of Water Quality
P.O. Box 029
Trenton, NJ 08625-0029
Phone : 609-633-7021, 292-0407
Fax: 609-984-2147

James E. McGreevey
Governor

Bradley M. Campbell
Commissioner

09/03/2002

Louis Deis
FEDERAL REFINING CO INC
29 RIVERSIDE AVE
BLDG 16
Newark, NJ 07104-0000

Re: 5G2 -General Permit Stormwater Basic NJ0088315
NJPDES: NJG0135291 PI ID #: 49838
FEDERAL REFINING CO INC
Newark, Essex

Dear Louis Deis:

Your facility is currently authorized to discharge stormwater under General Permit NJPDES No. NJ0088315. The version of the general permit under which you previously were authorized has expired. However, this permit has been renewed until May 31, 2007. Please find enclosed your Renewal Authorization to Discharge Stormwater under NJPDES General Permit NJ0088315 and a copy of that permit. All co-permittees will receive original Authorizations. One of these Authorization forms is requested to be LOCATED at the regulated facility at all times and be AVAILABLE for inspection by any authorized representative of the New Jersey Department of Environmental Protection. If you have designated an agent, it is your responsibility to notify your agent about this General Permit Authorization and its requirements.

Enclosed is the final General Permit NJ0088315. Please be advised that the renewed General Permit requires that all stormwater associated with industrial activities, including that discharged to groundwater, must meet the Best Management Practice of no exposure. You were advised of this new condition in the draft permit information you received as part of the permit renewal process. Please submit your certification, as described below, prior to the required deadline.

You will later receive *ATTACHMENT D Annual Recertification* that must be submitted to the Bureau in subsequent years. You are required to annually review your facility and submit a certification attesting that the facility meets all the requirements of the permit. This form will be due in the calendar quarter in which the month of Attachment D – *SPPP Initial Implementation and Inspection Certification* falls. The

909060060

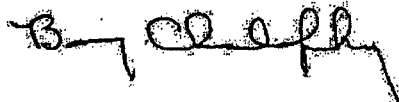
due date will be a three month quarter as assigned on your authorization page (see "Annual Recertification Due" on your Authorization page).

Copies of the revised SPPP Guidance Manual and other forms including the *Annual Recertification Attachment D*, will available at the Department's web site: <http://www.state.nj.us/dep/dwq/stormw.htm>. If you do not have access to the web site please contact the Bureau of Nonpoint Pollution Control at the above address for a copy.

Should any information about your facility, i.e., mailing address, contact person, etc. change, please contact the Bureau for a Administrative Update Form. If your facility is sold, closing or moving its location please write the Bureau for instructions.

The Department appreciates your efforts toward accomplishing the goal of providing cleaner water for our State and looks forward to working together with you in the future. If you have any questions please contact the Bureau.

Sincerely,



Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control

Enclosures: (2)

Renewed Authorization to Discharge (ATD)
NJPDES General Permit No. NJ0088315

C: (w/ATD Form): NJDEP Water Compliance and Enforcement Region Office
Debbie Esposti, BPM

909060061

FID000040



New Jersey Department of Environmental Protection

Bureau of Nonpoint Pollution Control
Division of Water Quality
PO Box 029
Trenton, NJ 08625-0029
Phone: (609) 633-7021
Fax: (609) 984-2147

RENEWAL OF AUTHORIZATION TO DISCHARGE
5G2 -General Permit Stormwater Basic

Facility Name:

PI ID #: 49838

FEDERAL REFINING CO INC

Facility Address:

NJPDES #: NJG0135291

29 RIVERSIDE AVE
BLDG 16
NEWARK, NJ 07104-0000

SIC Code: 3341

Annual Recertification Due: Jul - Sep

Type of Activity: Stormwater Discharge General Permit Authorization Renewal

Owner:

GRAIFMAN PARTNERSHIP
205 BARRINGER CT
WEST ORANGE, NJ 07052-0000

Operating Entity:

FEDERAL REFINING CO INC
29 RIVERSIDE AVE
BLDG 16
NEWARK, NJ 07104-0000

Issuance Date:

09/04/2002

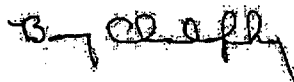
Effective Date:

06/01/2002

Expiration Date:

05/31/2007

Your Request for Authorization under NJPDES General Permit No. NJ0088315 has been approved by the New Jersey Department of Environmental Protection.



Date: 09/03/2002

Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control
Division of Water Quality
New Jersey Department of Environmental Protection

FID000041

909060062

909060063



State of New Jersey

Christine Todd Whitman
Governor

Department of Environmental Protection

Robert C. Shinn, Jr.
Commissioner

Bureau of Nonpoint Pollution Control
401 East State Street
P.O. Box 029
Trenton, NJ 08625-0029
Tel. 609-633-7021 Fax: 609-984-2147

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

To: FEDERAL REFINING CO., INC.

9/23/99

Please find enclosed your Authorization to Discharge Stormwater under NJPDES General Permit NJ0088315 and a copy of that permit. All co-permittees will receive original Authorizations. One of these Authorization forms is requested to be LOCATED at the regulated facility at all times and be AVAILABLE for inspection by any authorized representative of the New Jersey Department of Environmental Protection. If you have designated an agent, it is your responsibility to notify your agent about this General Permit Authorization and its requirements.

Enclosed are your Stormwater Pollution Prevention Plan (SPPP) Certifications (Attachments "C" and "D") and your SPPP Guidance Manual. Below is a brief description of each:

The SPPP GUIDANCE MANUAL is a planning aid for use in developing your Stormwater Pollution Prevention Plan.

ATTACHMENT C (SPPP Preparation Certification) certifies that the Plan has been prepared in accordance with the permit. The permit specifies that this Certification must be signed and submitted to the Bureau of Nonpoint Pollution Control (Bureau) six (6) months from the date of this letter.

ATTACHMENT D (SPPP Initial Implementation and Inspection Certification) certifies that the Plan has been implemented and that you have inspected the facility for compliance with the Plan and the permit. The permit specifies that this Certification must be signed and submitted to the Bureau within eighteen (18) months from the date of this letter. (You will later receive ATTACHMENT "D" Annual Recertifications that must be submitted to the Bureau in subsequent years.)

Should any information about your facility, i.e., mailing address, contact person, etc. change, please contact the Bureau for a Standard Change Form. If your facility is sold, closing or moving its location, please write the Bureau for instructions.

The Department appreciates your efforts toward accomplishing the goal of providing cleaner water for our State and looks forward to working together with you in the future. If you have any questions please contact the Bureau.

Sincerely,

Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control

Enclosures: (5)
Authorization to Discharge (ATD) Form
NJPDES General Permit No NJ0088315
Attachments C and D
SPPP Guidance Manual

c (w/ATD Form): NJDEP Water Compliance
and Enforcement Region Office
Facility Owner (if applicable)
BPM

FID000042

New Jersey Department of Environmental Protection
Bureau of Nonpoint Pollution Control
Division of Water Quality
401 East State Street
P.O. Box 029
Trenton, NJ 08625-0029
Tel. 609-633-7021 or 292-0407



**AUTHORIZATION TO DISCHARGE
STORMWATER TO SURFACE WATER**

Facility Name **FEDERAL REFINING CO., INC.**

SWG A-021313

Facility Address **29 RIVERSIDE AVE., BLDG. 16**

NJ0135291

NEWARK, NJ

SIC Code: **3341**

Type of Industrial Activity **2NDARY SMELT/NONFERROUS M**

Owner

Operator

Name: **GRAIFMAN PARTNERSHIP**

FEDERAL REFINING CO., INC.

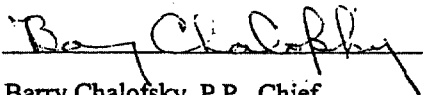
**205 BARRINGER COURT
WEST ORANGE, NJ 07052**

**29 RIVERSIDE AVE., BLDG. 16
NEWARK, NJ 07104**

EFFECTIVE DATE **9/23/99**

EXPIRATION DATE: **1/31/02**

Your Request for Authorization under NJPDES General Permit No. **NJ0088315** has been
approved by the New Jersey Department of Environmental Protection.



Barry Chalofsky, P.P., Chief
Bureau of Nonpoint Pollution Control
New Jersey Department of Environmental Protection

Date: **9/23/99**

FID000043

909060065

TEL: 973-482-4653
FAX: 973-482-0173

**FEDERAL
COMPANY**



**REFINING
INCORPORATED**

BUYERS AND REFINERS OF PRECIOUS METALS

H.J.D.E.S.
COMPLIANCE DIVISION
NORTHERN BUREAU OF WATER COMPLIANCE & ENFORCEMENT
NEWARK, NJ 07104
1999 JUN 17 P 12:15

CFR 7/14

June 14, 1999

New Jersey Dept. of Environmental Protection
Northern Bureau of Water Compliance & Enforcement
1259 Route 46, Building 2
Parsippany, New Jersey 07054-4191

Dear Sirs,

This letter is in response to the Notice of Violation (copy enclosed) that we received from you.

Please be informed that we sent for and received a General Stormwater Permit Application. We are now in the process of preparing this application for submittal to the DEP.

If you have any questions regarding this matter, please do not hesitate to call me.

Very truly yours,

Louis J. Deis, Plant Manager
FEDERAL REFINING CO., INC..
Enc.

FID000044

909060067



International Precious
Metals Institute



MANUFACTURING JEWELERS &
SILVERSMITHS OF AMERICA INC.

JIC

Jewelry Industry Council



FAX TRANSMITTAL



N.J. DEPARTMENT OF ENVIRONMENTAL PROTECTION
COMPLIANCE & ENFORCEMENT PROGRAM

NORTHERN BUREAU OF WATER COMPLIANCE & ENFORCEMENT

DATE: 7/1/99

OF PGS. INCLUDING COVER: 2

TO: JANE T JESSEL

OFFICE: BNPC

FAX #: 609 984-2147

FROM: THEO ASHIB

FAX #: (973) 299 - 7719

PHONE #: (973) 299 - 7592

SUBJECT: FEDERAL REFINING

MESSAGE:

FID000045

THIS FAX MAY CONTAIN CONFIDENTIAL OR PROPRIETARY INFORMATION AND IS ONLY INTENDED TO BE READ BY THE PERSON TO WHOM IT IS ADDRESSED. PLEASE CALL US IF YOU EXPERIENCE ANY PROBLEM WITH TRANSMISSION.

909060068



State of New Jersey

Christine Todd Whitman,
Governor

Department of Environmental Protection
Water Compliance and Enforcement
P.O. Box 422
401 East State Street
Trenton, New Jersey 08625-0422
Telephone (609) 984-5855 Fax (609) 292-9938

Robert C. Shinn, Jr.
Commissioner

April 26, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Louis Deis, Plant Manager
Federal Refining Company, Inc.
29 Riverside Avenue, Bldg. 16
Newark, NJ 07104

Re: General Stormwater Permit Application
Federal Refining Company, Inc.
Newark / Essex County

RECEIVED

MAY 11 1999

NJDEP
DIVISION OF WATER QUALITY
BUREAU OF NONPOINT POLLUTION CONTROL

REA DONE
JUNE 30

Dear Mr. Deis:

A New Jersey Pollution Discharge Elimination Systems (NJPDES) compliance investigation inspection was conducted at the Federal Refining Company, Inc. (FRC) industrial facility located at 29 Riverside Avenue, Newark, New Jersey 07104 on April 21, 1999.

Enclosed please find a Notice of Violation (NOV) for failure to submit a Discharge to Surface Water (DSW) permit application to the Bureau of Nonpoint Pollution Control - BNPC (formerly Bureau of Stormwater Permitting). FRC is currently discharging "stormwater discharge associated with industrial activity" into the Passaic River without a NJPDES permit.

According to N.J.A.C. 7:14A-11.5(b)1. the New Jersey Department of Environmental Protection (Department) may, by written notice, request any person whom the Department has reason to believe may own or operate a facility with a "stormwater discharge associated with industrial activity" as defined in N.J.A.C. 7:14A-1.2 to either:

- i. Declare to the Department that person's intent to obtain a DSW permit for a "stormwater discharge associated with industrial activity"; or
- ii. Provide information to the Department that explains why, in that person's judgement, the person is not required to obtain, for property or operations owned

or operated by that person, a DSW permit for a "stormwater discharge associated with industrial activity" as defined in N.J.A.C. 7:14A1.2.

As stated in N.J.A.C. 7:14A-1.2 "Stormwater discharge associated with industrial activity" means:

1. A discharge to surface water, from a point source or a nonpoint source, of stormwater which is directly related to manufacturing, processing or raw materials storage areas at an industrial plant. The term does not include discharges from facilities or activities excluded from the NJPDES program under N.J.A.C. 7:14A-2.5. For the categories of industries identified in subparagraphs 1.i through 1.x below, the term includes, but is not limited to, stormwater discharges from industrial plant yards; immediate access roads and rail lines used or traveled by carriers of raw materials, manufactured products, waste material, or by-products used or created by the facility; material handling sites; refuse sites; sites used for the application or disposal of process waste waters (as defined in 40 CFR part 401); sites used for the storage and maintenance of material handling equipment; sites used for residual treatment, storage, or disposal; shipping and receiving areas; manufacturing buildings; storage areas (including tank farms) for raw materials, and intermediate and finished products; and areas where industrial activity has taken place in the past and significant materials remain and are exposed to stormwater. For the categories of industries identified in subparagraph 1.xi below, the term includes only stormwater discharges from all the areas (except access roads and rail lines) that are listed in the previous sentence where material handling equipment or activities, raw materials, intermediate products, final products, waste materials, by-products, or industrial machinery are exposed to stormwater. For the purposes of this paragraph, material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, finished product, by-product or waste product. The term excludes areas located on plant lands separate from the plant's industrial activities, such as office buildings and accompanying parking lots as long as the drainage from the excluded areas is not mixed with stormwater drained from the above described areas. Industrial facilities (including industrial facilities that are Federally, State, or municipally owned or operated that meet the description of the facilities listed in subparagraphs 1.i through 1.xi below) include those facilities designated under the provisions of N.J.A.C. 7:14A-11.5(a)1v. The following categories of facilities are considered to be engaging in "industrial activity" for purposes of this paragraph:
 - i. Facilities subject to stormwater effluent limitations guidelines, new source performance standards, or toxic pollutant effluent standards under 40 CFR subchapter N (except facilities with toxic pollutant effluent standards which are exempted under subparagraph 1.xi below);
 - ii. Facilities classified as Standard Industrial Classifications 24 (except 2434), 26 (except 265 and 267), 28 (except 283), 29, 311, 32 (except 323), 33, 3441, 373.

- iii. Facilities classified as Standard Industrial Classifications 10 through 14 (mineral industry) including active or inactive mining operations (except for areas of coal mining operations no longer meeting the definition of a reclamation area under 40 CFR 434.11(1) because the performance bond issued to the facility by the appropriate SMCRA authority has been released, or except for areas of non-coal mining operations which have been released from applicable State or Federal reclamation requirements after December 17, 1990) and oil and gas exploration, production, processing, or treatment operations, or transmission facilities that discharge stormwater contaminated by contact with or that has come into contact with, any overburden, raw material, intermediate products, finished products, byproducts or waste products located on the site of such operations; (inactive mining operations are mining sites that are not being actively mined, but which have an identifiable owner/operating entity; inactive mining sites do not include sites where mining claims are being maintained prior to disturbances associated with the extraction, beneficiation, or processing of mined materials, nor sites where minimal activities are undertaken for the sole purpose of maintaining a mining claim);
- iv. Hazardous waste treatment, storage, or disposal facilities, including those that are operating under interim status or a permit under subtitle C of RCRA;
- v. Landfills, land application sites, and open dumps that receive or have received any industrial wastes (waste that is received from any of the facilities described under this paragraph) including those that are subject to regulation under subtitle D of RCRA;
- vi. Facilities involved in the recycling of materials, including metal scrapyards, battery reclaimers, salvage yards, and automobile junkyards, including but limited to those classified as Standard Industrial Classification 5015 and 5093;
- vii. Steam electric power generating facilities, including coal handling sites;
- viii. Transportation facilities classified as Standard Industrial Classifications 40, 41, 42 (except 4221-25), 43, 44, 45, and 5171 which have vehicle maintenance shops, equipment cleaning operations, or airport deicing operations. Only those portions of the facility that are either involved in vehicle maintenance (including vehicle rehabilitation, mechanical repairs, painting, fueling, and lubrication), equipment cleaning operations, airport deicing operations, or which are otherwise identified under subparagraphs

Please direct all correspondence and inquiries to this writer at (973) 299-7592, or by letter through this Bureau. Inquiries on the application for the permit can be directed to the BNPC.

Very truly yours,



Theophilus Ashie
Senior Environmental Specialist
Northern Bureau of
Water Compliance and Enforcement

E29

Enclosure

c: Janet Jessel, Supervisor, Bureau of Nonpoint Pollution Control
City of Newark Health Department
Chief Joseph M. Mikulka, Northern Bureau of Water Compliance & Enforcement

FID000049

909060073



NOTICE OF VIOLATION

PROGRAM NJPDES DATE APRIL 21, 1999

PCWS # _____ TYPE SUPPLY NJPDES # _____ TYPE DISCH. DSW

NAME OF FACILITY FEDERAL REFINING COMPANY, INC.
LOCATION OF FACILITY 29 RIVERSIDE AVENUE, BLDG 16, NEWARK, NJ 07104
FACILITY REPRESENTATIVE AND TITLE LOUIS DEIS, PLANT MANAGER

You are hereby NOTIFIED that during an inspection of your facility on the above date, the following violations were noted and remedial actions are required:

DESCRIPTION OF VIOLATION / REMEDIAL ACTION: FAILURE TO SUBMIT A DISCHARGE TO SURFACE WATER PERMIT APPLICATION TO THE BUREAU OF NONPOINT POLLUTION CONTROL. THE FACILITY IS DISCHARGING: "STORMWATER DISCHARGE ASSOCIATED WITH INDUSTRIAL ACTIVITY" TO THE PASSAIC RIVER WITHOUT A PERMIT.

THE FACILITY MUST PROVIDE A WRITTEN RESPONSE WITHIN 60 DAYS OF RECEIPT

The above noted violations are in violation of the following N.J. Statutes/Regulations, and will be recorded as part of the permanent enforcement history of your facility:

- ☒ New Jersey Water Pollution Control Act (N.J.S.A. 58:10A-1 et seq.) and appropriate Regulations.
☐ New Jersey Safe Drinking Water Act (N.J.S.A. 58:12A-1 et seq.) and appropriate Regulations.
☐ New Jersey Water Supply Management Act (N.J.S.A. 58:1A-1 et seq.) and appropriate Regulations.
☐ New Jersey Water Supply & Wastewater Operators' Licensing Act (N.J.S.A. 58:11-64 et seq.).

Remedial action to correct these violations must be initiated immediately. Within five (5) calendar days of receipt of this Notice of Violation, you shall telephone the investigator issuing this notice at the above number with the corrective measures you have initiated to attain compliance. The issuance of this document serves as notice to you that the Department has determined that a violation has occurred and does not preclude the State of New Jersey or any of its agencies from initiation of further administrative or judicial enforcement action, or from assessing penalties, with respect to this or other violations. Violations of these regulations are subject to penalties of up to \$50,000 per day.

Further enforcement action, which will require a written response, may be issued on these violation(s) and any additional violations found during the inspection.

THEOPHILUS ASHIE
Investigator, Department of Environmental Protection

[Signature]
Signature

Violation received by

SENT VIA CERTIFIED MAIL

COPIES TO: NEWARK HEALTH DEPT.
JANET JEBBEL, BNPC

909060074

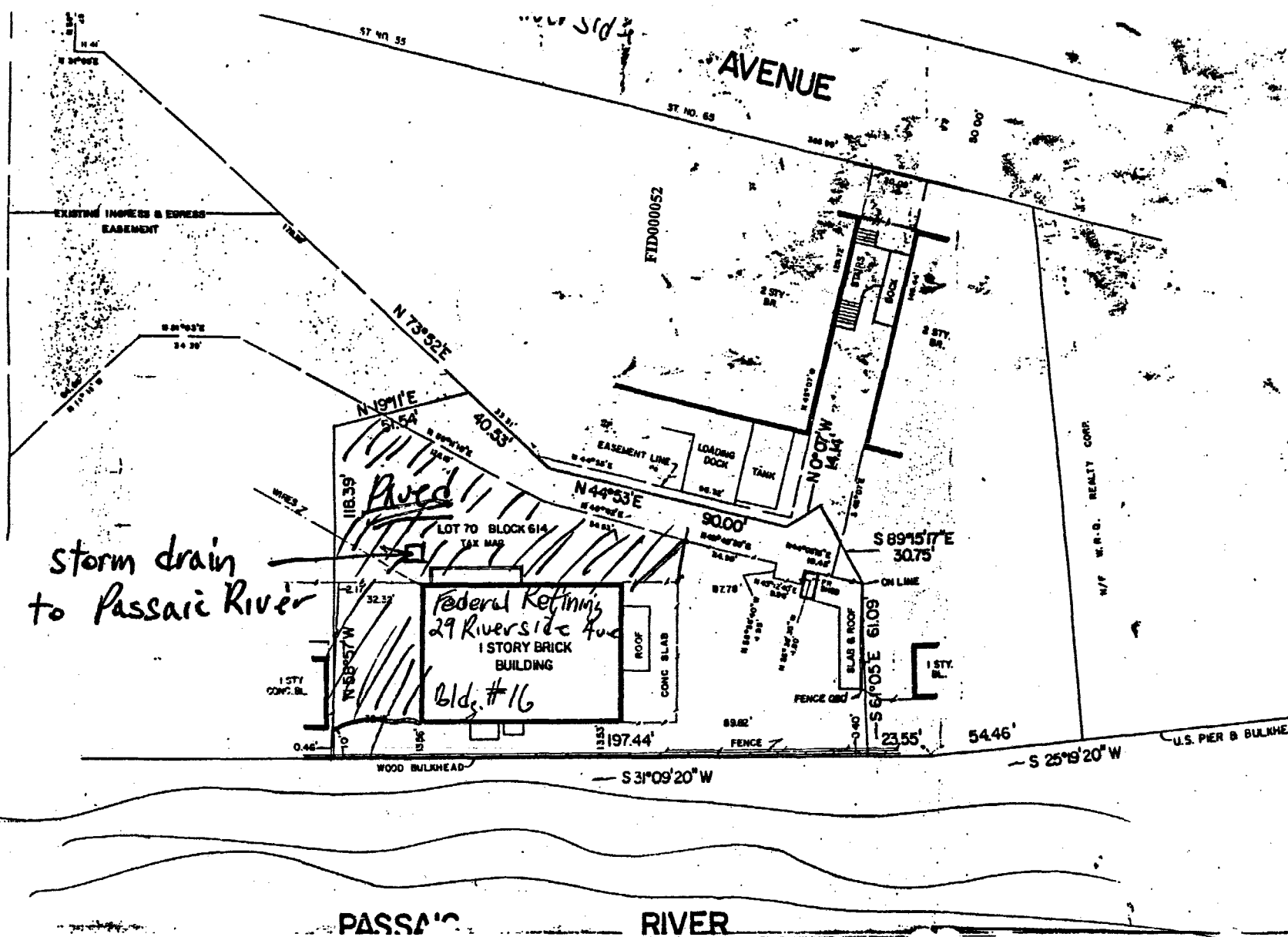
FID000050

909060076

Federal Refining Co. Inc.
29 Riverside Ave. Bldg #16
Newark, N.J. 07104

Block # 614
Lot # 70

storm drain
to Passaic River



4A
New Jersey Department of Environmental Protection
Bureau of Nonpoint Pollution Control
PO Box 029
Trenton, N.J. 08625-0029

RECEIVED



**ANNUAL RECERTIFICATION
ATTACHMENT "D"**

Stormwater Pollution Prevention Plan (SPPP)
Implementation and Inspection Certification
Basic Industrial General Permit No. NJ0088315
(N.J.A.C. 7:14A-11 Appendix A)



8 I #
49838

NJ0135291

SWG: A-

021313

NJPDES Permit #

NJ0088315

SUBMIT THIS ANNUAL RECERTIFICATION OF COMPLIANCE IN THE SAME CALENDAR MONTH AS THE SUBMITTAL OF THE INITIAL ATTACHMENT D CERTIFICATION

"I certify under penalty of law that this Stormwater Pollution Prevention Plan Implementation and Inspection Certification and all attached documents were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate this information. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering this information, the information in this Stormwater Pollution Prevention Plan Implementation and Inspection Certification and all attached documents is, to the best of my knowledge and belief, true, accurate and complete.

"I certify that the facility has been inspected to identify areas contributing to the stormwater discharge authorized under NJPDES permit No. NJ0088315 and to evaluate whether the stormwater pollution prevention plan (SPPP) prepared under that permit complies with part III.A. of that permit and is being properly implemented.

"I certify that the stormwater pollution prevention plan referred to in this Stormwater Pollution Prevention Plan Implementation and Inspection Certification has been and will continue to be fully implemented at this facility in accordance with the terms and conditions of part III of NJPDES Permit No. NJ0088315. I specifically certify that there is no exposure, during and after storm events, of industrial materials, machinery, waste products or other source materials located at the facility, to stormwater that is discharged to surface waters and regulated under that NJPDES permit (except for any incidents of non-compliance identified in the attached report). I also specifically certify that this facility does not generate and discharge, through storm sewers to surface waters, any domestic sewage, non-contact cooling water, or process waste water (including leachate and contact cooling water) other than stormwater, unless that discharge is authorized by another NJPDES permit or identified in an application (or request for authorization) submitted for another NJPDES permit.

"I also certify that this facility is not in violation of any conditions of NJPDES Permit No. NJ0088315, including requirements in part III of that permit for preparation and implementation of a stormwater pollution prevention plan, except for any incidents of noncompliance (which are noted in the attached report). For any incidents of noncompliance identified in the annual inspection (or made known to me during the course of the past year), I have attached a report identifying these

OVER

909060077

FID000053

909060079

201-482-4553
FAX: 201-482-0173

FEDERAL
COMPANY

RECENTLY
REFINING
INCORPORATED

29 RIVERSIDE AVENUE
BUILDING 16
NEWARK, N.J. 07104

BUYERS AND REFINERS OF PRECIOUS METALS

SEP 13 11 19 AM '95

WASTE & HAZARDOUS
WASTE DEPARTMENT
September 12, 1995

Office of Legal Affairs
Attention: Adjudicatory Hearing Requests
N.J.D.E.P.E.
401 East State Street
CN 402 Trenton, N.J. 08625-0402

Re: Notice of Civil Administrative Penalty Assessment
Case # NJD 981 489 958
HLO82593-1 Program # HM-002-96 dated 8/25/95

Dear Sirs:

As entitled under NJSA 52-14B-1, Federal Refining is requesting an administrative hearing with regards to the above penalty assessment. Federal Refining will be represented solely by its primary principal, Mr. Seymour Graifman. We would prefer to have the hearing at the West Orange office if it can be arranged and will require a maximum of one hour to present our case.

Regarding the Department's findings of fact we are prepared to appeal all of the following issues based on the following facts: (Federal Refining does not contest finding # 3)

department finding # 1 -- Federal Refining is a generator of hazardous waste as defined in NJAC 726-1-4.

Federal Refining defense -- Federal Refining received hazardous chemicals labeled as hazardous waste for precious metal reclamation. Lisa Lee Creations was advised that the material was mislabeled as waste but we were unable to impress upon them that this was an important problem. This unresponsive attitude with Lisa Lee, in addition to other factors is what led Federal Refining into refusing any further shipments from Lisa Lee of this type of material.

Department finding # 2 A & B -- Federal Refining failed to submit part a & b of a hazardous waste facility permit and the corresponding annual report forms.

Federal Refining defense -- The material received by Federal Refining was hazardous chemicals for processing and was mislabeled as waste for disposal. Federal Refining does not deny receiving the five shipments indicated in the department's findings.

FID000054



International Precious
Metals Institute



MANUFACTURING JEWELERS &
SILVERSMITHS OF AMERICA INC.

JME

Department finding # 3 -- Federal Refining does not contest this finding of fact.
Department finding # 4 -- Federal Refining has violated the Solid Waste Management Act.

Federal Refining defense -- Federal Refining, with no overt malice intended, received small quantities of precious metal bearing scrap in an effort to determine if this chemical contained quantities of silver worth reclaiming. We felt this material might turn into a lucrative avenue for additional revenue for our company. Our reason for not regarding this material as hazardous waste was that we simply received it as "silver cyanide salt solution" (hazardous material certainly but definitely not waste). The cyanide was destroyed, the solution evaporated and the remaining silver melted for return to Lisa Lee to manufacture fresh silver cyanide. (Silver cyanide is used in the polishing of Sterling Silver jewelry)

Federal Refining received five trial shipments of this material before we informed Lisa Lee of our decision not to accept any further shipments. Our decision was based on the following facts:

- a. The personnel at Lisa Lee were ignorant with regard to the requirements of labeling, packaging and paperwork.
- b. They were likewise seemed ignorant with regard to the care this chemical required in use. It is caustic and poisonous until it is neutralized; an act we performed immediately upon arrival. We were concerned there might be an accident in transit and felt we needed no entanglements with their hastily prepared shipments. (Lisa Lee had recently undergone dramatic personnel changes and their newer staff seemed unconcerned with their oversights).
- c. The quantity of silver in the shipments were marginal and decreasing with each shipment. The profit margin was low with the last one having barely enough precious metal value to cover the cost of the refining. In effect we were at the marginal point of not silver refining but simply neutralizing hazardous chemicals - a label we would prefer not to be associated with. Our charges to Lisa Lee were \$1.00 per gallon (A somewhat higher price than our local competitors) and 15 % of the silver recovered. As the silver levels dropped so did the profit margin.
- d. In an effort to lower their refining charges, Lisa Lee was concentrating the material (via evaporation) prior to shipment, requiring the material to use more neutralizing agent. This in effect made the experiment even less lucrative.

e. Federal Refining could not dedicate the space required for this type of operation nor could we spare the continual manpower for the intermittent lots.

These reasons led us in our decision to abandon our efforts.

Federal Refining in no way attempted to knowingly circumvent the Department in this exploratory effort. The paperwork you feel we required is minimal and since there were no fees involved with the application it can be seen that Federal Refining was not trying to bypass any fees.

As to the handling of this material, we maintain a staff knowledgeable with this chemical and had all the necessary safety equipment in place for this effort. Our Hazardous Material Facility Permit with the City of Newark is in force (Permit # HMP213).

The findings of the Department and our point of view seems to boil down to one point. The material sent us was accepted as a hazardous chemical by us (Federal Refining has a number of chemicals it uses that require special care) while the Department views it as Solid Waste. We perform a variety of refining services for Lisa Lee with regards to silver. We recycle metallic scrap, dried sludge, floor sweeps, polishings, dusters etc. and when asked to consider this material we felt it was them as a matter of customer satisfaction for a relatively newer client. We choose to regard this material as any other from Lisa Lee in that we simply regarded it as feedstock material for supplying them with fresh starting material (silver).

The extent of the penalty assessment seems rather harsh in that our billing to Lisa Lee was \$ 3618 with the silver involved at 15 % of 924 tr.oz. Our costs in terms of refining and manpower were high and the entire project was a wash. Any penalty added to this experiment seems even more unjust.

Federal Refining would like to put this matter to rest and it is for that reason we are requesting an administrative hearing where we feel we can show that our intentions were honorable. We feel that we had the best interests of our company, our client and our environment at heart. As always we at Federal have had a relationship of beneficial cooperation with the Department and feel that this issue should not change that. We hope you agree with us in this matter while we wait to hear from you.

Sincerely,


Seymour Graifman

cc: Stefan D. Sedlak West Orange, N.J.

cc: Peter T. Lynch

909060081

FID000056

RECEIVED
DIVISION OF CITY
Administrative Hearing Request Checklist
and Tracking Form for Enforcement Documents

I. Enforcement Document Being Appealed:

NOTICE OF CIVIL ADMINISTRATIVE
PENALTY ASSESSMENT

SEP 08 2 50 PM '95

Title of Enforcement Document

8/25/95

Issuance Date of Enforcement Document

ME082595-1

Document Number (if any)

METRO BUREAU

II. Person Requesting Hearing:

SEYMOUR GRAFMAN

Name

None

Name of Attorney, if applicable

205 BARINGER CT

WEST ORANGE, NJ

Address

Address of Attorney

III. Please Include the Following Information as Part of Your Request:

- A. The date the alleged violator received the enforcement document being contested;
- B. A copy of the Enforcement Document and a list of all issues being appealed;
- C. An admission or denial of each of the findings of fact, or a statement of insufficient knowledge;
- D. The defenses to each of the findings of fact in the enforcement document;
- E. Information supporting the request;
- F. An estimate of the time required for the hearing;
- G. A request, if necessary, for a barrier-free hearing location for physically disabled persons;
- H. A clear indication of any willingness to negotiate a settlement with the Department prior to the Department's processing of your hearing request to the Office of Administrative Law; and
- I. This form, completed, signed and dated with all of the information listed above, including attachments, to:

1. Office of Legal Affairs
ATTENTION: Adjudicatory Hearing Requests
Department of Environmental Protection and Energy
401 East State Street
CN 402, Trenton, New Jersey 08625-0402
2. Peter T. Lynch, Chief, Metro Bureau,
2 Babcock Place,
West Orange, NJ 07052 - (With Attachments)
3. All co-permittees (w/attachments)

IV. Signature:

Seymour Grafman

Date:

9/12/95

909060082

FID000057

07-14-398

ENFORCEMENT DOCUMENT TRANSMITTAL

RECEIVED
DIVISION II
WIDE
CITY
JAN 27 1997

VIOLATOR: Federal Refining Co, Inc. FEB 29 2 37 PM '97

TOWNSHIP, COUNTY: Newark, NJ

DATE: 2/11/97

TO: CHARLES E. DEWEESE, ADMINISTRATOR
SOLID & HAZARDOUS WASTE COMPLIANCE & ENFORCEMENT

FROM: WOLF SKACEL, ACTING CHIEF

DOCUMENT TYPE: () AO/NOCAPA () NOCAPA () ACO
(X) STIPULATION OF SETTLEMENT () AO

FOR SIGNATURE OF: Chuck Dewese

Initials

Date

ADMINISTRATOR
BUREAU CHIEF
SECTION CHIEF
DOL->\$50,000
EAC/INSPECTOR

<u>[Signature]</u>	<u>2/18/97</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

COMMENTS: Needs Chuck's signature ASAP.

DATE MUST BE MAILED BY: ASAP

FID000058

909060084

PETER VERNIERO
 Attorney General of New Jersey
 Attorney for the Department
 of Environmental Protection
 R.J. Hughes Justice Complex
 CN 093
 Trenton, New Jersey 08625

By: GENE ROSENBLUM
 Deputy Attorney General
 (609) 633-1309

OFFICE OF ADMINISTRATIVE LAW
 AGENCY REF. NO.: HWM HM-002-96
 OAL DOCKET NO.: EHW 03379-96N

FEDERAL REFINING CO., INC.,

Petitioner,

v.

STATE OF NEW JERSEY
 DEPARTMENT OF ENVIRONMENTAL
 PROTECTION, WATER AND HAZARDOUS
 WASTE ENFORCEMENT

Respondent.

Administrative Action

STIPULATION OF SETTLEMENT
 AND WITHDRAWAL OF
 HEARING REQUEST

FINDINGS

1. Pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection by N.J.S.A. 13:1D-1, et seq., and the Solid Waste Management Act ("SWMA"), N.J.S.A. 13:1E-1 et seq., and duly delegated pursuant to N.J.S.A. 13:1B-4, the New Jersey Department of Environmental Protection ("Department") issued the Notice of Civil Administrative Penalty Assessment ("NOP") on August 25, 1995 against Federal Refining Co., Inc. ("Federal") located at Block 614, Lot 1, 29 Riverside Avenue, Building 16, Newark, Essex County, New Jersey.

Federal Stipulation of Settlement

2. The NOP alleged violations of the SWMA and the regulation promulgated thereunder, N.J.A.C. 7:26-1 et seq. Specifically, the NOP alleged that on at least five occasions Federal accepted shipments of hazardous waste for hazardous waste treatment and silver reclamation without having submitted a permit application or receiving a permit, in violation of N.J.A.C. 7:26-12.1(a); Federal failed to submit to the Department the facility name, mailing and site addresses, telephone number and a description of the types and volumes of wastes to be reclaimed, in violation of N.J.A.C. 7:26-12.1(e)(1); and Federal failed to submit a facility annual report covering the five shipments of hazardous waste described above in accordance with N.J.A.C. 7:26-7.6(f)(2), in violation of N.J.A.C. 7:26-12.1(e)(4). The NOP assessed an administrative penalty of \$50,000 in accordance with N.J.S.A. 13:1E-9e and N.J.A.C. 7:26-5.4(f).

3. Federal made a timely request for an administrative hearing contesting the NOP, in accordance with N.J.S.A. 13:1E-9(e).

4. The parties wish to resolve their differences amicably and, therefore, have entered into this Stipulation of Settlement and Withdrawal of Hearing Request ("Stipulation").

NOW THEREFORE, THE PARTIES AGREE AND THE DEPARTMENT HEREBY ORDERS AS FOLLOWS:

5. In full satisfaction of the NOP, Federal agrees that it will pay to the Department the amount of \$10,000, to be paid in quarterly installments for one year, with interest at the rate of 5.5 percent after the first 90 days, for a total interest payment of \$206.25. Payment shall be made by check payable to "Treasurer,

Federal Stipulation of Settlement

State of New Jersey" and submitted together with the enclosed enforcement invoices enclosed to:

Bureau of Revenue
Department of Environmental
Protection
CN 417
Trenton, N.J. 08625-0417

A copy of the payment invoices and payment checks shall be sent to:

Gene Rosenblum
Deputy Attorney General
N.J. Department of Law and Public Safety
Division of Law, CN 093
Trenton, N.J. 08625-0093

6. The payments shall be made according to the payment schedule set forth below:

<u>Date</u>	<u>Payment Due</u>
February 1, 1997	\$2,500.00
May 1, 1997	\$2,603.13
August 1, 1997	\$2,568.75
November 1, 1997	\$2,534.38

7. No payment owed or made pursuant to this Stipulation is intended to constitute a debt, damage claim, penalty or other action which could be limited or discharged in a bankruptcy proceeding.

8. The Department enters into this Stipulation pursuant to the police powers of the State of New Jersey for the enforcement of the laws of the State and the protection of the public health, safety and welfare. All obligations imposed by this Stipulation shall constitute continuing regulatory obligations pursuant to those police powers.

Federal Stipulation of Settlement

9. This Stipulation constitutes a final order of a state administrative agency and all obligations created herein shall be enforceable in the Superior Court of New Jersey upon filing of a summary action for enforcement, pursuant to R. 4:67-6. In the event that Federal fails in a timely manner to make any installment payment specified in paragraphs 5 and 6 of this Stipulation, the Department may, at its sole option and without limitation of any other available remedies, declare the total settlement amount, plus interest, immediately due and payable.

10. Federal hereby withdraws its request for an administrative hearing before the Office of Administrative Law in this matter.

11. This Stipulation relates only to the allegations set forth in the August 25, 1995, NOP and is not a settlement of any administrative or judicial actions arising from other alleged conduct.

12. Nothing in this Stipulation shall constitute a waiver of any statutory or regulatory rights of the Department. Nor is the Department barred or precluded from bringing any other enforcement or penalty assessment action that it may deem appropriate, which it is entitled to bring under applicable laws, statutes or regulations.

13. This Stipulation shall not constitute an admission of liability or fault by Federal with respect to the allegations set forth in the August 25, 1995 NOP; provided that the Department reserves the right to use any evidence or information relating to these allegations in order to prove any fact in issue in any future proceeding, including, without limitation, the right to prove the

Federal Stipulation of Settlement

occurrence of a prior offense for the purpose of assessing a future penalty.

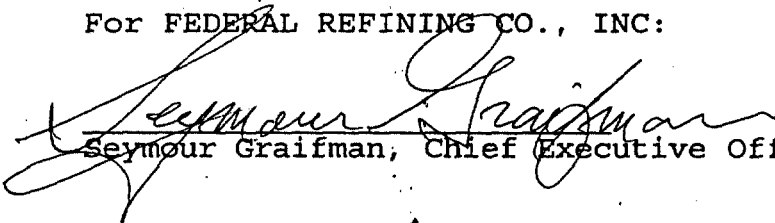
14. This Stipulation shall be binding on Federal, its successors and assigns. The signature on behalf of Federal certifies that the signer has full authority to sign this Stipulation on behalf of Federal.

15. The signature of the Department official certifies that such official has been duly delegated the authority to enter this Stipulation on behalf of the Commissioner.

For FEDERAL REFINING CO., INC:

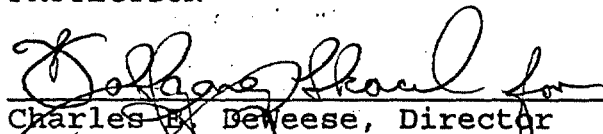
Dated: 2/4/97

2nd mailing


Seymour Graifman, Chief Executive Officer

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

Dated: 2/18/97

By 
Charles B. Beweese, Director
Solid and Hazardous Waste
Compliance and Enforcement Element

DEP-062A
10/91

New Jersey Department of Environmental Protection and Energy

☒ Check here if Revised Billing

ENFORCEMENT INVOICE

Document # _____
Date Rec'd _____
Amount _____

DIVISION Solid & Hazardous Waste Enforcement

FACILITY ID NO. NJD981489958

PROGRAM Hazardous Waste/Metro

TYPE: ☒ Fine/Penalty ☐ Cost Recovery

PROGRAM ID NO. HM-002-96

Case/Company Name Federal Refining Co.

Address 29 Riverside Avenue

Newark, NJ 07104

Please identify appropriate category:

☐ County Authority: ☐ Industrial
☐ Local ☐ Regional ☐ Commercial
☐ Private ☐ Local ☐ Other - Specify

DATE ASSESSED	DESCRIPTION	AMOUNT
8/25/96	Settlement of Notice of Civil Administrative Penalty Assessment - Original /Assessment - Settled Amount (Payment 1 of 4)	\$50,000.00 \$10,000.00
DATE DUE: Upon Receipt		AMOUNT DUE: \$ 2,500.00

Make check payable to: Treasurer, State of New Jersey

Mail to: NJDEPE, Bureau of Revenue
CN 417, Trenton, N.J. 08625-0417

COPY DISTRIBUTION: White - Remittance Copy Yellow - Company Pink - Bureau of Revenue Goldenrod - Division

DEP-062A
10/91

New Jersey Department of Environmental Protection and Energy

☒ Check here if Revised Billing

ENFORCEMENT INVOICE

Document # _____
Date Rec'd _____
Amount _____

DIVISION Solid & Hazardous Waste Enforcement

FACILITY ID NO. NJD981489958

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Case/Company Name Federal Refining Co.

Address 29 Riverside Avenue

Newark, NJ 07104

Please identify appropriate category:

☐ County Authority: ☐ Industrial
☐ Local ☐ Regional ☐ Commercial
☐ Private ☐ Local ☐ Other - Specify

DATE ASSESSED	DESCRIPTION	AMOUNT
8/25/95	Settlement of Notice of Civil Administrative Penalty Assessment - Original Assessment - Settled Amount (Payment 2 of 4)	\$50,000.00 \$10,000.00
DATE DUE: May 1, 1997		AMOUNT DUE: \$ 2,603.13

Make check payable to: Treasurer, State of New Jersey

Mail to: NJDEPE, Bureau of Revenue
CN 417, Trenton, N.J. 08625-0417

COPY DISTRIBUTION: White - Remittance Copy Yellow - Company Pink - Bureau of Revenue Goldenrod - Division

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DEP-062A
10/91

New Jersey Department of Environmental Protection and Energy

☒ Check here if Revised Billing

ENFORCEMENT INVOICE

Document # _____
Date Rec'd _____
Amount _____

DIVISION Solid & Hazardous Waste Enforcement

PROGRAM Hazardous Waste/Metro

TYPE: ☒ Fine/Penalty ☐ Cost Recovery

FACILITY ID NO. NJD 981489958

PROGRAM ID NO. HM-002-96

Case/Company Name Federal Refining Co.

Address 29 Riverside Avenue

Newark, NJ 07104

Please identify appropriate category:

☐ County Authority: ☐ Industrial
☐ Local ☐ Regional ☐ Commercial
☐ Private ☐ Local ☐ Other - _____

Specify

DATE ASSESSED	DESCRIPTION	AMOUNT
8/25/95	Settlement of Notice of Civil Administrative Penalty Assessment - Original Assessment - Settled Amount (Payment 3 of 4)	\$50,000.00 \$10,000.00
DATE DUE: August 1, 1997		AMOUNT DUE: \$ 2,568.75

Make check payable to: **Treasurer, State of New Jersey**

Mail to: **NJDEPE, Bureau of Revenue**
CN 417, Trenton, N.J. 08625-0417

COPY DISTRIBUTION: White - Remittance Copy Yellow - Company Pink - Bureau of Revenue Goldenrod - Division

DEP-062A
10/91

New Jersey Department of Environmental Protection and Energy

☒ Check here if Revised Billing

ENFORCEMENT INVOICE

Document # _____
Date Rec'd _____
Amount _____

DIVISION Solid & Hazardous Waste Enforcement

PROGRAM Hazardous Waste/Metro

TYPE: ☒ Fine/Penalty ☐ Cost Recovery

FACILITY ID NO. NJD981489958

PROGRAM ID NO. HM-002-96

Case/Company Name Federal Refining Co.

Address 29 Riverside Avenue

Newark, NJ 07104

Please identify appropriate category:

☐ County Authority: ☐ Industrial
☐ Local ☐ Regional ☐ Commercial
☐ Private ☐ Local ☐ Other - _____

Specify

DATE ASSESSED	DESCRIPTION	AMOUNT
8/25/96	Settlement of Notice of Civil Administrative Penalty Assessment - Original Assessment - Settled Amount (Payment 4 of 4)	\$50,000.00 \$10,000.00
DATE DUE: November 1, 1997		AMOUNT DUE: \$ 2,534.38

Make check payable to: **Treasurer, State of New Jersey**

Mail to: **NJDEPE Bureau of Revenue**

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DEP-062A
10/91

New Jersey Department of Environmental Protection and Energy

Document # ME082595-1

Date Rec'd

Amount

☐ Check here if Revised Billing

ENFORCEMENT INVOICE

DIVISION Enforcement Field Operation - Metro

FACILITY ID NO. NJD 981489958

PROGRAM WHWE

TYPE: ☒ Fine/Penalty ☐ Cost Recovery

PROGRAM ID NO. HM-002-96

Case/Company Name Federal Refining Co

Address 29 Riverside Avenue
Newark, NJ 07104

Please identify appropriate category:

☐ County

Authority:

☐ Industrial

☐ Local

☐ Regional

☐ Commercial

☐ Private

☐ Local

☐ Other -

Specify

DATE ASSESSED	DESCRIPTION	AMOUNT
8/25/95	Notice of Civil Administrative Penalty Assessment	\$50,000.00
DATE DUE:	AMOUNT DUE:	\$50,000.00

Make check payable to: Treasurer, State of New Jersey

Mail to: NJDEPE, Bureau of Revenue

CN 417, Trenton, N.J. 08625-0417

COPY DISTRIBUTION: White - Remittance Copy Yellow - Company Pink - Bureau of Revenue Goldenrod - Division

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Sterling



Christine Todd Whitman
Governor

State of New Jersey
Department of Environmental Protection

RECEIVED
DIVISION OF FACILITY
WIDE AREA
SENT

NOV 14 3 10 PM '95

November 14, 1995

Robert C. Shinn, Jr.
Commissioner

WATER & HAZARDOUS
WASTE ENFORCEMENT
METRO BUREAU

Mr. Seymour Graifman
Federal Refining Company Incorporated
29 Riverside Avenue
Building 16
Newark, New Jersey 07104

RE: Notice of Civil Administrative Penalty Assessment
Federal Refining Co., Inc.
Program No. HM-002-96
Case # NJD 981 489 958
Dated August 25, 1995

Dear Mr. Graifman:

The Department of Environmental Protection has completed its review of your request dated September 12, 1995, for an adjudicatory hearing regarding the above-captioned matter. The Department hereby grants this request for an adjudicatory hearing.

By referring your request for a hearing to the Office of Administrative Law, the Department does not waive its right to contest the introduction or consideration of any defenses or issues which it believes to be inappropriately raised.

The Office of Administrative Law will contact you after a Deputy Attorney General is assigned to this case and discovery is to begin. If you have any questions or wish to discuss settlement, please contact Peter T. Lynch at (201) 669-3900.

Sincerely,

Ida Marie Engelhardt
Ida Marie Engelhardt
Office of Legal Affairs

IME/lak
c: Peter T. Lynch

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909060095

Christine Todd Whitman

Christine Todd Whitman
Governor



State of New Jersey

Department of Environmental Protection

RECEIVED
DIVISION OF
WIDE
OCT 31 11 32 AM '95

Robert C. Shinn, Jr.
Commissioner

Office of Legal Affairs
401 E. State Street, CN.402
Trenton, NJ 08625
(609) 292-0716

MEMORANDUM

TO: Peter T. Lynch, Chief
Water and Hazardous Waste Enforcement

FROM: Sharon Leinbach
Office of Legal Affairs

DATE: October 30, 1995

RE: Federal Refining Company, Inc.
NJD 981-489 958

On September 12, 1995 the Office of Legal Affairs received a hearing request for the above reference case. The following document(s) is missing and is required for the filing of the hearing request with the Office of Administrative Law.

Please provide this office with a copy of the following document(s):

NOCAPA

Thank You.

FID000068



RECEIVED
DIVISION OF FACILITY
WIDE ENFORCEMENT

Matt → TFC

Christine Todd Whitman
Governor

State of New Jersey
Department of Environmental Protection

JAN 18 3 20 PM '96

Robert C. Shinn, Jr.
Commissioner

Office of Legal Affairs
401 E. State Street
CN 402
(609) 292-0716
WATER & HAZARDOUS
WASTE ENFORCEMENT
METRO BUREAU

TO: Robert Genatt, DAG

FROM: Sharon Leinbach
Office of Legal Affairs

DATE: January 11, 1996

The following case has been referred to you for assignment of a deputy attorney general. If you have any questions, please call Sharon Leinbach at 292-0716.

CASE NAME: Federal Refining Co., Inc.

AGENCY NO.: HM-022-96

OLA DKT. NO.: 96-01

BILL CODE: HWM

Permit: 0

Enforcement: (x)

Program person with settlement authority: Peter T. Lynch, Chief

Telephone No.: (201) 669-3900

c: Peter T. Lynch, Chief

ht:\plola\referral.frm and .dat


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909060098

STATE OF NEW JERSEY

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF LAW
MEMORANDUM

RECEIVED
FEB 10 4 17 PM '97
DATE: February 6, 1997

TO: Jeff Sterling
FROM: Gene Rosenblum, DAG 
SUBJECT: NJDEP v. Federal Refining Co., Inc.
Agency Ref. No. HWM-HM-002-96
OAL No. 03379-96N

WATER & WASTE
WASTE ENFORCEMENT
HETPC BUREAU

Enclosed is the Stipulation in the above case. It has been signed by Mr. Graifman, but still needs to be signed by Charles DeWeese. Please send me the Stipulation as soon as possible after it has been signed so that I can get it to the OAL.

If you also send me the invoices, I will send them, with a copy of the fully executed Stipulation, out to the company. If you would prefer to send the signed Stipulation with the invoices directly to the company, please let me know. Thanks.

G.R.

FID000070

909060100

File 10
Copy

07-14-398

File

M E T R O C O M P L A I N T L O G

Log Date: 3/13/97 Time: 2:09 pm By: BELL Complaint #: 031397-1
Data Code1: 1 Data Code2: TD CASE#:

COMPLAINANT

Name: A. CALTAGIRONE Title: Phone: (201) 817-5723
Street: 600 WILSON AVENUE Town: NEWARK CEHA #:

LOCATION OF COMPLAINT

Site Name: FEDERAL REFINING Contact: Phone: () -
Street: 29 RIVERSIDE AVE Town: NEWARK County: ESSEX
Receiving Water: PASSAIC RIVER
Nature: FACILITY HAS BEEN SEEN ILLEGALLY DISCHARGING INTO THE PASSAIC RIVER
AT NIGHT. THE COMPANY IS A 40 CFR 421 ZERO REGULATED DISCHARGER.

Referred to: MIKE MCGAUGHRAN Organization: CJ
te: 3-19-97 Time: 1445 Phone: (201) 808-1096

Investigator: NA Investigation Date: NA
Complaint Status: CLOSED SW/SIU/SX/GW/UIC/PW/WA/RCRA: sw
Comments:

REFERRED TO CRIMINAL JUSTICE

Jeff, Sterling
For your information.
Joe L.

FID000071

909060102